



JOURNAL
OF
THE SENATE

OF THE
State of Georgia,
AT THE
SESSION OF THE GENERAL ASSEMBLY,

AT ATLANTA, WEDNESDAY, OCTOBER 26, 1892.



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JOURNAL.

SENATE CHAMBER, ATLANTA, GEORGIA,
October 26, 1892, 10 O'clock A. M.

At the hour of 10 o'clock A. M., the 26th day of October, 1892, the Senators-elect were called to order by the Hon. Wm. A. Harris, of the county of Worth, Secretary of the last Senate, in obedience to law.

The list of Senators-elect, reported by the Secretary of State to his Excellency, the Governor, and by him transmitted to the Secretary of the Senate, was called, to ascertain whether there was a quorum present.

The following is the official list of Senators :

First District—Hon. Henry G. Wright.

Second District—Hon. W. A. Wilcox.

Third District—Hon. E. M. Crawford.

Fourth District—Hon. John S. Russell.

Fifth District—Hon. Frank B. Sirmans.

Sixth District—Hon. E. L. Moore.

Seventh District—Hon. W. S. Humphries.

Eighth District—Hon. J. H. Scaife.

Ninth District—Hon. Reuben Jones.

Tenth District—Hon. W. E. Wooten.

Eleventh District—Hon. Clarence Wilson.

Twelfth District—Hon. W. W. Fitzgerald.

Thirteenth District—Hon. W. A. Wilson.

Fourteenth District—Hon. J. J. Dennard.

Fifteenth District—Hon. T. J. Smith.

Sixteenth District—Hon. A. F. Daley

Seventeenth District—Hon. G. S. Johnson.
Eighteenth District—Hon. C. A. Robbe.
Nineteenth District—Hon. J. L. Smith.
Twentieth District—Hon. W. C. Matthews.
Twenty-first District—Hon. Frank Chambers.
Twenty-second District—Hon. J. S. Pope.
Twenty-third District—Hon. S. S. Monk.
Twenty-fourth District—Hon. S. B. Hatcher.
Twenty-fifth District—Hon. A. P. Persons.
Twenty-sixth District—Hon. A. O. Blalock.
Twenty-seventh District—Hon. E. F. Edwards.
Twentieth-eighth District—Hon. H. A. Jenkins.
Twenty-ninth District—Hon. M. P. Reese.
Thirtieth District—Hon. James P. Gholston.
Thirty-first District—Hon. Louis Davis.
Thirty-second District—Hon. William A. Reaves.
Thirty-third District—Hon. J. K. Thompson.
Thirty-fourth District—Hon. C. W. Smith.
Thirty-fifth District—Hon. A. S. Clay.
Thirty-sixth District—Hon. Millard B. Pinson.
Thirty-seventh District—Hon. P. H. Whittaker, Jr.
Thirty-eighth District—Hon. B. F. Wright.
Thirtieth-ninth District—Hon. J. M. McAfee.
Fortieth District—Hon. T. A. Robinson.
Forty-first District—Hon. W. D. Smith.
Forty-second District—Hon. Felix Corput.
Forty-third District—Hon. E. W. Rembert.
Forty-fourth District—Hon. A. T. Hackett.

All of the Senators except the Hon. Reuben Jones of the Ninth District, and the Hon. G. S. Johnson of the Seventeenth District, answered to the call of their names. A quorum was, therefore, found present.

The following certificate of the Secretary of State accompanied the official list of Senators-elect submitted by his Excellency, the Governor :

ATLANTA, GA., October 25, 1892.

I, Philip Cook, Secretary of State of the State of Georgia, do hereby certify, that the consolidated returns of an election which are now of file in this office from forty (40) Senatorial Districts, held on the 5th day of October, instant, for members of the General Assembly of Georgia, show that the foregoing forty persons whose names appear opposite their respective districts, were duly elected members of the Senate for the ensuing two years. I have not received the consolidated returns from the counties of Charlton, Emanuel, Bulloch and Lincoln. Charlton is in the Fourth District; the other counties, Glynn and Camden, give John S. Russell 573 majority over both of his opponents. Emanuel is in the Sixteenth District; the other counties, Laurens and Johnson, give A. F. Daley 127 majority over his opponent. Bulloch is in the Seventeenth District; the other counties, Screven and Burke, give G. S. Johnson 628 majority over his opponent. Lincoln is in the Twenty-ninth District; the other counties, Wilkes, Columbia, and McDuffie, give M. P. Reese 520 majority over his opponent. The majorities named are taken from the consolidated returns, received from the counties composing said districts.

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| { Seal of the State of Georgia. } | Given under my hand and official seal. | PHILIP COOK, Secretary of State. |
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The Rev John Jones, D. D., Chaplain of the last Senate, by request of the Secretary, invoked the blessings of God.

The Senators-elect who were present approached the desk, in compliance with the request of the Sec-

retary, and took the oath of office, the same being administered by the Hon. C. J. Wellborn, Judge of the Northeastern Circuit.

The Secretary announced the election of a President as the next business in order and that nominations therefor would be received.

Whereupon the Hon. Milton P. Reese placed in nomination the Hon. A. S. Clay, of the Thirty-fifth District. The nomination of Mr. Clay was seconded by the Hon. Felix Corput and the Hon. W. A. Wilson.

The election was proceeded with and resulted in the unanimous choice of Hon. A. S. Clay, he having received 41 votes for the office of President of the Senate. The Secretary therefore announced the Hon. A. S. Clay, of the Thirty-fifth District, duly elected to said office.

On motion of Hon. M. P. Reese, the Secretary appointed a committee of three to inform the President-elect of his election and conduct him to the chair.

The committee appointed for this purpose consisted of the Hon. M. P. Reese, the Hon. Felix Corput, and the Hon. W. A. Wilson.

The President was conducted to the chair by the committee and presented to the Senate by the Hon. M. P. Reese.

Whereupon the President addressed the Senate, and then calling the body to order, announced that the next business was the election of a Secretary, and that nominations therefor were in order.

The Hon. W. E. Wooten placed in nomination for Secretary the Hon. Wm. A. Harris of the county of

Worth. There being no other nomination, the President directed the election to proceed. The Secretary, who was the nominee, retired, the Hon. H. H. Cabaniss, Assistant Secretary of the last Senate, called the roll, resulting in the unanimous election of the Hon. Wm. A. Harris, of the county of Worth, as Secretary of the Senate, he having received 42 votes, the entire number present.

The President announced this result and requested the Hon. Wm. A. Harris to assume the duties of his office.

The Secretary, Hon. Wm. A. Harris, and his Assistant Secretary, Hon. H. H. Cabaniss, took the oath of office, the same being administered by the President of the Senate.

The President declared the election of a messenger the next business in order, and that nominations therefor would be received.

Whereupon the following nominations were made :

By Mr. Pinson, J. R. Stamps of Fulton county

By Mr. Edwards, Lewis Kennon of Fulton county

By Mr. Smith of the Thirty-fourth District, W. S. Schell of Henry county

By Mr. Wooten, A. J. Monroe of Calhoun county

By Mr. Smith of the Twenty-first District, W. H. Tucker of Fulton county

By Mr. Davis, Frank L. Haralson of Fulton county

By Mr. Whittaker, J. Robert Cole of Paulding county

By Mr. Humphries, D. T. Paulk of Irwin county.

By Mr. Wright of the First District, by request, Mr. Brewster of Fulton county.

There being no other nominations, the President directed the Secretary to proceed with the call of the roll for the election of a messenger.

The first ballot resulted as follows :

Mr. Stamps received one vote.

Mr. Kennon received three votes.

Mr. Cole received two votes.

Mr. Paulk received eleven votes.

Mr. Schell received five votes.

Mr. Tucker received five votes.

Mr. Monroe received five votes.

Mr. Haralson received five votes.

Mr. Brewster received two votes.

Neither of the candidates having received a majority of the Senators present, the President directed a second ballot, which was had with the following result :

Mr. Kennon received one vote.

Mr. Paulk received twenty-one votes.

Mr. Brewster received three votes.

Mr. Schell received six votes.

Mr. Tucker received six votes.

The name of Mr. Monroe was withdrawn.

Mr. Haralson received five votes.

Neither of the candidates having received a majority of the Senators present, another ballot was ordered by the President and resulted as follows :

Mr. Schell received seven votes.

Mr. Tucker received five votes.

Mr. Haralson received four votes.

Mr. Paulk received twenty-six votes, and this being a majority of the Senators, he was, by the President, declared duly elected Messenger of the Senate and requested to proceed with the duties of his office.

The election of a doorkeeper being the next business in order, the President announced that nominations therefor were in order.

Whereupon the Hon. A. T. Hackett placed in nomination the Hon. Robert E. Wilson of the county of Murray. There being no other nomination, the President directed that the Secretary call the roll for this election. This having been done, it appeared that the Hon. Robert E. Wilson, of the county of Murray, had received 42 votes, the same being all the votes of Senators present.

The President, therefore, declared the Hon. Robert E. Wilson, of the county of Murray, duly and unanimously elected Doorkeeper of the Senate and directed him to enter upon the discharge of his official duties.

The election of a President *pro tem.* being the next business in the organization of the Senate, the Presi-

dent declared that nominations were in order therefor.

Whereupon the Hon. Mr. Wooten placed in nomination the Hon. W. A. Wilson of the Thirteenth District.

This nomination was seconded by the Hon. Mr. Wright of the First District, and the Hon. Mr. Fitzgerald of the Twelfth District.

There being no other name presented, the President directed the Senate to proceed with the call of the roll for this election.

This being done, it appeared that the Hon. W. A. Wilson, of the Thirteenth District, had received the entire vote of the Senators present, the same being 40 votes.

He was, therefore, by the President, declared duly elected President *pro tem.* of the Senate.

The President announced that the organization of the Senate was complete, and requested all Senators to retire without the chamber for the purpose of drawing for seats.

On motion of Mr. Wilson of the Thirteenth District, duly seconded, the President was authorized to select the seat of the Hon. Reuben Jones of the Ninth District, he being absent on account of sickness in his family

The drawing for seats being over, Mr. Smith of the Thirty-fourth District offered the following resolution, which was read and agreed to, to-wit :

Resolved, That the President appoint a committee

of three whose duty shall be to select a Chaplain to serve the Senate during this session and that of the year 1893, and report their action to the Senate.

The President announced as the committee under this resolution, Mr. Smith of the Thirty-fourth District, McAfee and Robbe.

Mr. Edwards offered the following joint resolution, which was taken up, read and agreed to, viz.:

WHEREAS, The terms of some of the Judges of the Supreme and Superior Courts of this State, and also, of many of the Solicitors-General of the various Judicial Circuits will soon expire, and it being the duty of this General Assembly to fill by election, said offices :

Resolved by the Senate, the House of Representatives concurring, That a joint committee of three from the Senate and five from the House be appointed to examine and report as early as possible what officers are to be elected by this General Assembly.

Under this resolution, the President appointed as the committee on the part of the Senate Messrs. Edwards, Hackett and Humphries.

Mr. Humphries offered the following resolution which was read and agreed to, to-wit :

Resolved, That the Secretary of the Senate be and he is hereby authorized to employ a porter to wait upon the standing committees appointed by the President of the Senate.

The following resolution by Mr. Jenkins was read and agreed to, to-wit :

Resolved, That the Secretary of the Senate be directed to notify the House of Representatives that the Senate has organized by the election of the Hon. A. S. Clay of the Thirty-fifth District as President, Hon. W. A. Wilson of the Thirteenth District as President *pro tem.*, and the Hon. W. A. Harris as Secretary, and is now ready for the transaction of business.

The following message was received from the House of Representatives through Mr. Hardin, the Clerk thereof:

Mr. President.

The House has perfected an organization by the election of the Hon. W. Y. Atkinson, of Coweta County, as Speaker, and Mark A. Hardin, Esq., as Clerk, and is now ready to proceed with the regular business of the session.

The President directed the call of the roll for the introduction of new matter, whereupon Mr. Edwards introduced the following bills, which were read and referred to the General Judiciary Committee, to-wit :

A bill to amend an act entitled an act to amend the County Court laws of this State, to alter and regulate the mode of procuring jurors in said court, and to provide for their compensation, and to provide for the payment of costs, and for other purposes, approved September 27, 1881.

A bill to amend an act entitled an act to provide for sales under and by virtue of any *fi. fa.* or other process issued from the County Courts of this State, approved July 30th, 1881.

And a bill to amend section 281 of the Code of

Georgia, by repealing the last sentence in said section in these words: “*provided, nevertheless*, that the said salary when once fixed, shall not be increased or diminished during the term of office of said County Judge, and said judges shall, during the remainder of their present term, receive the same salary per annum as that now fixed for the current year.”

Mr. Davis offered the following resolution, which was taken up, read and agreed to, to-wit :

Resolved by the Senate and House of Representatives, that a committee of three from the Senate and five from the House be appointed to notify his Excellency, the Governor, that the Senate and House of Representatives are now organized and ready to receive any communication he may desire to submit.

The President appointed as the committee on the part of the Senate under the foregoing resolution, Messrs. Davis, Hatcher, and Monk.

On motion of Mr. Fitzgerald, the Senate adjourned until 10 o'clock A. M. to-morrow

SENATE CHAMBER, ATLANTA, GEORGIA,
Thursday, October 27, 1892, 10 O'clock A. M.

The Senate met pursuant to adjournment, the President in the chair.

Prayer was offered by the Rev John Jones, D. D., Chaplain of the last Senate.

On the call of the roll the following Senators answered to their names :

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| Blalock, | McAfee, | Sirmans, |
| Chambers, | Matthews, | Smith of 15th Dist., |
| Corput, | Monk, | Smith of 19th Dist., |
| Crawford, | Moore, | Smith of 34th Dist., |
| Daley, | Persons, | Smith of 41st Dist., |
| Davis, | Pinson, | Thompson, |
| Dennard, | Pope, | Whittaker, |
| Edwards, | Reaves, | Wilson of 11th Dist., |
| Fitzgerald, | Reese, | Wilson of 13th Dist. |
| Gholston, | Rembert, | Wilcox, |
| Hackett, | Robbe, | Wooten, |
| Hatcher, | Robinson, | Wright of 1st Dist., |
| Humphries, | Russell, | Wright of 38th Dist., |
| Jenkins, | Scaife, | Mr. President. |

The Journal was read and confirmed.

Mr. Davis, Chairman of the Joint Committee to wait upon his Excellency, the Governor, to inform him of the organization of the General Assembly and the readiness to receive any communication he might desire to submit, reported the performance of the duty imposed, and that the Governor would communicate with the Senate at an early hour this day

Mr. Smith, of the Thirty-fourth District, Chairman of the Committee to select and report a Chaplain for the Senate, made the following report :

Mr President:

Your committee appointed to select a suitable person for the position of Chaplain of the Senate for the year 1892, beg leave to report that they have chosen the Rev John Jones, D. D., for that position, subject to the approval of the Senate.

Respectfully submitted.

C. W SMITH, Chairman.

This report was, on motion, taken up and unanimously adopted.

Mr. Hackett offered the following resolution, which was read and agreed to, to-wit :

Resolved, That the President appoint a committee of three to inquire and report what number of additional porters and gallery keepers are required for convenience of the Senate during the present session.

The committee appointed by the President under this resolution consists of Messrs. Hackett, Chambers and Robbe.

The following message was received from the House through Mr. Hardin, the Clerk :

Mr President:

The House has adopted the following joint resolution, in which the concurrence of the Senate is asked, to-wit : A resolution appointing a joint committee to consist of three from the Senate and five from the House to wait upon his Excellency, the Governor, and notify him that the General Assembly have organized, and are now ready to receive any communication he may desire to make to them.

The committee upon the part of the House are Messrs. Hill of Meriwether, Ham, Sears, Graham and Battle.

This resolution was, on motion, taken up and concurred in.

The House has also adopted the following joint resolution, in which the concurrence of the Senate is asked, to-wit :

A resolution to convene the Senate and House in

joint session for the purpose of counting the vote for Governor and State House officers.

This resolution was, on motion, taken up and concurred in.

The following resolution, offered by Mr Hackett, was taken up, read and agreed to, to-wit :

Resolved, That the rules of the last Senate be made the rules of this Senate until new rules are adopted.

Under a suspension of the rules, on motion of Mr. Wright of the First District, the following bills were introduced, read the first time and referred as respectively indicated, to-wit :

By Mr. Wright of the First District—

A bill to repeal an act approved August 14, 1891, entitled an act to provide a Board of Equalization.

Referred to the General Judiciary Committee.

Also, by Mr. Wright of the First District—

A bill to repeal an act approved October 5, 1885, entitled an act to establish a County Court for the county of Effingham : and also, to repeal an act approved January 19, 1892, entitled an act to create a County Court in each county in the State of Georgia, except certain counties therein mentioned, and all acts amendatory of said act, approved January 19, 1872, so far as said last mentioned act and amendments apply to the county of Effingham ; to provide for disposition of the records and business in the

County Court of Effingham county, and for other purposes.

Referred to the Special Judiciary Committee.

Also, by Mr. Wright of the First District—

A bill to require the Board of Commissioners of Roads and Revenues of the county of Effingham to appoint election managers for the several election precincts of said county, and to require the Ordinary of said county to make such appointment, in case said board shall fail to do so, at least ten days before the day for holding such election, and for other purposes.

Referred to the Special Judiciary Committee.

By Mr. Edwards—

A bill to amend an act to require the Clerks of Superior Courts of each county to procure and keep a duplex index of the written instruments recorded in his office, approved October 5, 1887

Referred to the General Judiciary Committee.

Also, by Mr. Edwards—

A bill to amend section 4080 of the Code, so as to allow persons distrained for rent, when they are unable to replevy the property levied on by giving security for the eventual condemnation money, to make and file an affidavit *in forma pauperis*, and for other purposes.

Referred to the General Judiciary Committee.

The Honorable Philip Cook, Secretary of State, in person, presented to the Senate the following communication, to-wit:

ATLANTA, GA., October 27, 1892.

To the Honorable, the President of the Senate:

SIR—In compliance with the provisions of law, I herewith transmit to you the returns of an election held on the 5th instant, for Governor and State House officers. Some of them you will find directed to me as Secretary of State; these I opened, but as they contain returns for the above named officers I transmit them also. I have been informed by the ordinaries of the counties of Bulloch, Charlton, Emanuel and Lincoln, that the consolidated returns for members of the General Assembly are enclosed in the returns for Governor and State House officers. These returns I have no authority to open; therefore was unable to report the names of the members elect from said counties.

Respectfully,

PHILIP COOK, Secretary of State.

The following communication was received from his Excellency, the Governor, through Mr. Warren, his Secretary, to-wit:

Mr President:

I am directed by the Governor to deliver to the Senate a communication in writing, with accompanying documents.

On motion of Mr. Humphries, the message of the Governor was taken up. The reading thereof was proceeded with until the hour fixed for the joint session. At this juncture the further reading of the message was suspended on motion of Mr. Davis, and three hundred copies thereof were ordered to be printed for the use of the Senate.

The message of the Governor is as follows:

GOVERNOR'S MESSAGE.

EXECUTIVE DEPARTMENT,

Atlanta, Ga., October 26, 1892.

To the Senate and House of Representatives :

The General Assembly of 1891 proposed four amendments to the Constitution of the State, to wit :

An amendment to provide for annual sessions of the General Assembly

An amendment to fix the length of the sessions of the General Assembly

An amendment to provide for the first and second reading of local bills and railroad and bank charters.

An amendment to confer upon the Secretary of the State authority to issue charters for banks, insurance, railroad, canal, navigation, express, and telegraph companies.

These proposed amendments were all advertised, as the law directed, and voted upon at the last general election. A return and consolidation of the votes on these amendments, as made to me by the Secretary of State, shows that "ratification" received a majority of the qualified electors voting thereon at said general election.

DIRECT TAX.

Under the directions of the General Assembly, expressed in the Act approved October 21, 1891, the Direct Tax, levied by the Federal Government in 1861, and refunded to the several States, is now being distributed to proper claimants. The amount refunded to Georgia was \$83,031.03. Of this, \$53,937.80 has been paid to 1,322 claimants; and \$29,093.23 remains yet to be distributed. There are now under consideration about one hundred claims, and it is probable that at the end of the time allowed for the distribution, six years from March 2, 1891, several thousand dollars will remain unclaimed in the treasury of the State.

MILITARY AFFAIRS.

Under the Act of 1891 a permanent site for a Military Encampment was established near the city of Griffin. In order to secure the location of the permanent camp, the citizens of Griffin donated to the State 105 acres of valuable land ; built thereon necessary mess halls, kitchens, hospitals, bath houses, stables, etc., and fitted up the necessary water supply and electric light apparatus free of cost to the State.

The location is upon high and healthy ground and the supply of pure water is ample for all purposes. It is centrally located and of easy access from all parts of the State.

During the months of May, June and July the volunteer organizations of the State held their second annual encampment. The accommodations of the camp not being ample for all the military at one time, the forces were divided into detachments and occupied the camp in succession. During the first

week, commencing May 24, 1892, the 1st and 4th Regiments of Infantry went into camp; other troops following until nearly all the organizations participated.

During the encampment four regiments of infantry, three battalions of infantry, one regiment and one battalion of cavalry and two batteries of artillery were in camp, numbering in the aggregate about 1,800 rank and file, and 240 officers.

The reports of the Adjutant and Inspector-General, the Quartermaster-General, as well as that of Capt. Lewis Smith, of the U. S. Army (detailed to inspect and report upon the encampment), all show that the results of the work by the volunteer forces of the State were creditable and satisfactory.

When we consider that only one week in the year is devoted exclusively to strict military training and discipline the results are gratifying. Yet much remains to be done to render our State forces proficient and thoroughly versed in the duties of the soldier.

The total expenses of the encampment as shown by the report of Col. A. J. West, the efficient Quartermaster-General, amounted to \$19,154.80. This sum was used in paying for the transportation of the troops to and from the camp, for subsistence, medical supplies, camp equipage, freight and incidental expenses of the encampment. The vouchers for the disbursements made are of file in the Executive Departments and confirm the official report of the Quartermaster-General.

The absolute necessity for an efficient and thoroughly organized military in the State, subject to orders of the authorities in case of threatened invasion or armed resistance to the civil powers, must be conceded. It is one of the first duties of the State to organize and properly maintain her volunteer

troops, and not entirely rely upon the patriotic sacrifices of those who make up these companies to hold themselves in constant readiness to go at a moment's notice to defend the life or property of citizens.

Frequent demands have been and will continue to be made for the aid of the military to support the civil authorities in preserving order and preventing mob violence. The recent experiences in other States in quelling armed mobs which openly defied the civil powers, should teach us that the peace and safety of the Commonwealth demands a well organized and efficient military force, one which may be relied upon in any emergency to protect the honor and dignity of the State.

The presence of such a power has a very wide and salutary influence and prevents outbreaks and consequent bloodshed. I feel it to be my duty to urge upon the General Assembly the great importance of properly maintaining the volunteer forces. Members of these organizations lose, necessarily, much time in attending to the duties of the service and incur considerable expense in keeping up their companies. Especially is this the case when they go into encampment or respond to the call of the Executive in the service of the State.

The present rate of appropriation to the military is less than six dollars per capita per annum. The State could well afford to double the appropriation for the security of the life and property of its citizens. The amount would be more than returned to the tax-payers in the security it would throw around their property. If not liberal, the State ought, at least, to be just to her volunteer forces.

The expenses of the encampment for 1891 exceeded the appropriation and an outstanding debt remains unpaid, amounting to \$1,948.64. There is enough of

the fund of 1892 undrawn to meet this debt; but, in the opinion of the Attorney-General, it cannot be used for this purpose without special authority of the Legislature. I recommend that such authority be granted, that the accounts may be settled without further delay.

WIDOWS' PENSIONS.

The law providing pensions to the widows of Confederate soldiers has been carried out as far as the amount set apart for that purpose permitted. At the time the appropriation was made by the last General Assembly, about 3,500 widows had filed claims for pensions under the law and it was then estimated that 4,000 would make the necessary proofs. To meet these claims the appropriation was fixed at \$400,000. On the 1st of last February payments were begun and continued until 4,000 were paid pensions for the year ending February 15, 1892. Before the end of the first pension year, however, 4,122 claims had been received and approved. Eighty-four of these claimants died before payments began, and as there was no authority under the law to pay the amount to the heirs, the money appropriated was paid to the 4,000 living applicants in the order in which their claims had been received. The entire sum appropriated was exhausted before all surviving claimants were paid and thirty-eight of them who complied with the law in time, and whose claims were approved, could not be paid for want of funds. There should be a special appropriation to meet these just claims. The law pensions Confederate widows upon certain conditions. These last fully complied with the law and filed claims which were duly approved, but the claimant failed to receive the amount, only because the estimate fixed by the Legislature was not sufficient to pay them.

After the expiration of the first pension year, applications by other widows continued to be received, but, as the appropriation had been exhausted and the period passed, their claims were returned with this information. Recently inquiries have been sent out to all the Ordinaries in the State; and from their official replies, it appears that there are over five hundred other widows who may probably be able to make the necessary proofs under the law and show themselves entitled to pensions. This can be accounted for by the fact that many applicants had much trouble and lost much time in finding witnesses who could make the proofs of the services and deaths of the soldiers, while others did not know of the law until too late to apply for the first pension. Judging from these data and the experience of the Department in pensioning soldiers, there will be a large increase in the number of applicants in 1893 for the widow's pension. To meet this demand there must be either an increase in the appropriation over and above the \$400,000 appropriated for this year, or else the amount of the individual pension must be diminished, by a change in the present law which allows each widow one hundred dollars per annum. This sum was fixed at a time when the estimated number was six hundred widows. The present estimate is 4,500. If the pension is fixed at \$85 per annum, the present appropriation of \$400,000 would pay 4,700 claimants, or \$80 would pay 5,000 applicants and avoid any increase in our present rate of taxation for this purpose.

SOLDIERS' PENSIONS.

The appropriation for disabled soldiers has been paid to beneficiaries this year, and since the amount was exhausted a number of claims have been

received. As time passes and the survivors of the war grow older, their old wounds become more troublesome and their disabilities increase. This drives many who have not heretofore applied for pensions into making application for the State's bounty

The law requiring Grand Juries to investigate pension lists has not been fruitful of much good. Some Grand Juries have without examination condemned the claims of soldiers on the pension roll and put them to much trouble to sustain their rights to the allowances, when if careful investigation had been made and the law understood, their claims would not have been questioned. Others report that they were unable to investigate the questions and passed the subject without action.

The list of pensions this year about equals that of previous years, the new claims received and allowed equaling the list of deaths and removals.

The utmost care is necessary, and has been exercised, to prevent placing upon the roll any claim not strictly provided for by the law.

The necessity of watchfulness and close scrutiny has been demonstrated by the number of questionable claims which have been presented. Some of them were found to be frauds and the names of their applicants have been stricken from the rolls when proved undeserving. In one or two instances forged documents have been presented to sustain claims. Any loose rules or want of care in passing upon claims would be taken advantage of, and the list would soon contain many not disabled as contemplated by the law, and the State would be burdened unnecessarily

INDIAN WAR PENSIONS.

A recent act of Congress provides pensions for the survivors of the Indian wars of 1832 to 1842. The pensioners must have been officers, soldiers, militia or marines who served thirty days in what are known as the Black Hawk, Creek, Cherokee or Seminole wars.

The State of Georgia furnished a number of companies and battalions in these wars, and the survivors and the widows of those who served and have since died, are constantly inquiring about the record of the enlistment and service of said soldiers. There are no reliable data in any of the departments from which information can be given. If the muster rolls of the companies are in Washington and copies can be furnished, they would be of great service to applicants. I recommend such an appropriation as may be necessary to pay for making such copies, to be kept by the State for the use of interested parties.

PUBLIC PROPERTY.

For the proper protection of the Capitol I recommend the enactment of a law clothing the janitor and watchmen with power to arrest and deliver to the city authorities persons mutilating or defacing the building or furniture therein. The walls and stairways have been wilfully and disgracefully defaced. The plastering in the stairways leading to the balcony on the dome has been cut and defaced until there is scarcely room for further mutilation. The galvanized iron work on the balcony has been cut and marked until it will soon have to be replaced to protect the dome from the weather. Such wanton work of malicious characters should be punished and the building protected from future abuse.

I beg to call the attention of the General Assembly to the condition of Mitchell street running along the Southern front of the Capitol grounds. This street has not been paved as yet, because the noise from Belgian block pavement would seriously interfere with the dispatch of business before the Supreme Court. I am informed that the city stands ready, as do the citizens living adjacent, to appropriate such sums as may represent their share of expense necessary to put the street in proper condition whenever the State will act with them in determining the character of pavement to be used.

I respectfully recommend that an appropriation be made sufficient to put this street in as good condition as other streets about the Capitol grounds.

UNIFORMITY OF THE LAWS OF THE STATE.

In accordance with a resolution of the General Assembly approved September 26, 1891, I appointed Hon. P W Meldrim of Savannah, and Hon. Walter B. Hill of Macon, as a commission "to confer with similar commissions of other states in reference to various subjects upon which uniformity in the laws of all the states is desirable." Hon. P W Meldrim alone was able to attend the meeting of the various commissions held at Saratoga, New York. He reports to me that he there met commissioners from New York, New Jersey, Delaware, Massachusetts, Michigan, Pennsylvania, and Mississippi. After working three days, they adjourned to meet in New York City, November 15th., this year. It was determined that no report should be made until it could be presented in complete form.

The commissioners, who are among the most eminent lawyers of the country, discussed legislation,

dealing with matters of great interest, such as marriage and divorce, deeds, weights, etc. It was found, for instance, that the weight of a bushel of wheat varies greatly in the several states, tending to confusion in commercial transactions.

There are some small necessary expenses connected with the meeting of the several commissioners, such as hall rent, and stenographic work, which the last General Assembly seems to have overlooked. If Georgia does not provide for them, her share would have to be borne by the other states.

I suggest, therefore, in view of the great importance of the work proposed, that the General Assembly make such provision for defraying our share of these necessary expenses as may seem due and becoming.

TREASURER'S REPORT AND STATE FINANCES.

The State Treasurer has prepared his report of the State's finances for the year and from advance sheets I gather the following interesting figures:

| | | | |
|---|-------|------|----------------|
| Balance cash in Treasury Oct. 1, 1891.. | .. | .. | \$ 730,939 96 |
| Receipts for year ending Sept. 30, 1892 | .. | ... | 3,145,900 08 |
| Total to be accounted for. | ... | .. | \$3,876 840 04 |
| Paid out on warrants. | .. | .. | 3,128,788 41 |
| Balance in treasury Oct. 1, 1892. | .. | .. | \$ 748,051 63 |
| BONDED DEBT. | | | |
| The amount of valid bonded debt Oct. 1, 1891. | | .. | \$8,283,315 00 |
| New bonds sold to redeem maturing bonds. | .. | .. | 207,000 00 |
| | | | \$8,490,315 00 |
| Matured bonds paid since Oct. 1, 1891. | | | 305,315 00 |
| Present bonded debt. | ... | .. | \$8,185,000 00 |

Under the Act of 1891, bids were invited for the purchase of a small issue of new bonds of the State to meet certain bonds maturing in July, 1892. Sev-

eral bids were received, and May 2, 1892, the sale was made to the highest and best bidder at a premium of one and one-sixteenth per cent. The small amount of the issue and the extreme stringency of the money market throughout the country prevented a better sale. However the law was fully complied with, and the bonds brought a fair premium. Under the circumstances, the transaction is another evidence of the high position the State of Georgia holds in the financial circles of the country. All efforts on the part of her enemies to cripple her credit and depreciate her bonds have failed.

Our worthy treasurer also makes report of the amounts held by him under law as deposits by insurance companies doing business in this State. The total amount of bonds deposited by insurance companies is, at this time \$1,425,000. He also holds on deposit the amount of bonds required by law of the lessees of the Western and Atlanta Railroad Company, to-wit, \$500,000.

The law requires the treasurer to submit an estimate of the receipts and disbursements for ensuing year. He has prepared an itemized statement which accompanies his report. If appropriations for 1893 do not materially exceed those of the present year the rate of taxation for 1893 may be reduced to four and one-half mills in place of four and eighty-five-hundredth mills levied for 1892.

The treasurer, as bank examiner, also makes report on State banks and furnishes the data collected showing the condition of these institutions.

I call attention to the report of the treasurer and to the recommendations made by him touching the laws under which his department is managed.

REPORT OF SECRETARY OF STATE.

I call special attention to the report of the Secretary of State and urge upon the General Assembly such legislation as may be necessary to correct the evils he points out in the laws concerning public lands, surveys, phosphate beds, the oyster industry, etc.

The ratification of the amendment to the Constitution authorizing the Secretary of State to issue corporate powers and privileges to banking, insurance, railroad, canal, navigation, express, and telegraph companies will make it incumbent on the General Assembly to define most clearly and distinctly the rights and privileges, duties and liabilities of such corporations, so that there can be no doubt as to the duty of the Secretary of State under the new responsibilities imposed upon him.

I recommend such changes in the laws passed by the last legislature affecting bank and railroad charters as will comply with the provisions of the recent amendment to the Constitution of the State on this subject.

The Secretary asks for a small appropriation to be used for rebinding and preserving some important records in the department over which he presides. I recommend the appropriation necessary for this purpose.

COMPTROLLER-GENERAL'S REPORT.

The annual report of the Comptroller General for the official year ending Oct. 1, 1892, makes the following exhibit of receipts and disbursements :

| | |
|---|----------------|
| Cash balance in Treasury, October 1, 1891 | \$ 730,939 96 |
| Receipts from all sources to September 30, 1892.... | 3,145,900 08 |
| Total receipts..... | \$3,876,840.04 |

| | |
|---|-----------------------|
| Amount paid on Governor's warrants in payments public debt, expenses of department, special appropriation, school fund, public institutions, etc., to September 30, 1892..... | \$3,009,554.71 |
| Speaker and President of Senate warrants on account legislative pay roll and mileage | 119,233.7 |
| Total disbursements | <u>\$3,128,788.41</u> |
| Cash balance October 1, 1892..... | \$748,051.63 |

The property returns, as shown by the consolidation of the tax digests, indicate a satisfactory increase in value throughout the State over the returns for the previous year.

| | |
|--|--------------------|
| The total amount of property returned for taxation by individuals in 1891 was..... | \$402,586,468 |
| The returns for this year show an aggregate of..... | <u>421,149,509</u> |
| A net increase of..... | \$ 18,563,041 |

| | |
|---|-------------------|
| The returns by railroad companies, including street railways for 1892, aggregate..... | \$ 42,604,025 |
| For the year ending October 1, 1891..... | <u>42,383,287</u> |
| Net increase of railroad property..... | \$ 220,738 |

| | |
|---|-------------------|
| Of the above amount returned by individuals the colored tax-payers now return property valued at..... | \$14,869,575 |
| Their returns for 1891 aggregated..... | <u>14,196,735</u> |
| Showing increase for present year..... | \$ 672,840 |

When considered in connection with the almost universal complaint of short crops and low prices of our staple products, and a corresponding dullness in business circles, this increase in property values is very gratifying and encouraging.

The Comptroller-General also furnishes in his report many tables of valuable statistics from which the General Assembly may gather all needed information about the tax laws and the resources of the State.

DEPARTMENT OF AGRICULTURE.

At the outset of his report the Commissioner of Agriculture very properly calls your attention to his economical administration of his office in the reduction of salaries.

I feel quite sure the efficiency of the department has not been injured by these changes. I trust by full and free conference with the Commissioner, the General Assembly will be enabled to further reduce the expenses of this department without detriment to its usefulness.

I desire to emphasize what the Commissioner has to say in recommending suitable legislation to prevent and suppress the loathsome disease known as Glanders.

In reference to the Experiment Station I have no official information to communicate to the General Assembly, except such as is given you in the report of the Commissioner of Agriculture.

I would respectfully suggest, however, the possibility of such co-operation and union between the department and the station as will render both, possibly, more efficient and reduce the expenses of maintenance. This I think is especially true in the matter of salaries.

The department has in its employ a chemist and two assistant chemists, at an expense to the State of \$5,000 in salaries. The station has in its employ a chemist and an assistant chemist, at a cost of \$2,400 for salaries. As the Commissioner of Agriculture is properly *ex officio* the head of the Experiment Station, the department and the station can be easily further united without injury to the usefulness of either and at a reduction of the expenses of both.

The General Assembly is respectfully urged to

give to the department and to the station such consideration and help as will improve our practical agriculture and thereby advance the material interests of the State.

THE GEOLOGICAL SURVEY.

Since the report submitted to the General Assembly in 1891, the survey of the State has gone forward as rapidly as possible, in the opinion of the chief of the department, Dr. J W Spencer.

The State Geologist has completed the survey of what is known as the Coosa river basin, and has submitted his report, which covers work done in Polk, Floyd, Bartow, Gordon, Murray, and Whitfield counties. The Geological Board has not published this report, partly because of the considerable expense it would involve, and partly because it deemed it best to await the completion of the work so that the whole survey might be arranged systematically and published in final shape. Recently Dr. Spencer has been engaged in completing the survey in Northwest Georgia, and in work in Southwest Georgia, where he has been making important investigations as to the supply of artesian water, and its accessibility. A large portion of the southern part of the State was treated in the first report of the survey, made last year.

Mr. Whatley, assistant geologist, has been engaged in Northeast Georgia—Rabun, Towns, Union, Fannin, Lumpkin, White, Habershan and Hall counties—and has submitted a report covering part of his work.

Mr. Anderson, the engineer, of the department, has completed his survey of the water-powers of the Chattahoochee, Flint and Ocmulgee rivers, including adjacent creeks, and has determined the volume and consequently the material value of these streams.

The survey embraces a thorough investigation of the soil, timber, ores, minerals, artesian water, water-powers, healthfulness—all the natural wealth of the State. Specimens of natural products and minerals are being collected, and a museum, in compliance with the law, is being formed. This collection will be of great educational and material advantage, as showing the resources of the State.

RAILROAD COMMISSION.

The attention of the General Assembly is called to the elaborate and comprehensive report submitted by the Railroad Commission. Under the wise administration of the law the members of the commission have deserved and received the confidence of the people of this State in the discharge of the responsible duties put upon them.

Conservative in action, yet determined upon the enforcement of law, the commission has guarded well the rights of the people against the possible aggressions by corporate powers, and at the same time protected the rights of corporations against the undue attacks and demands of the people. I confidently believe that the rights of the people and the rights of the companies put under their control, as defined by the laws of this State, are absolutely safe and secure.

Especial attention is asked to the statements and subsequent recommendation made in this report touching speculation in railroads. The case is distinctly stated in the following extract from the report of the commission. "A grave public wrong confronts the country in the use of railroads as a means of speculation to defraud and rob the people and enrich the speculators, which presents a serious phase of the railroad problem, and demands, in our judgment, legislation."

Referring to speculation in the stock of railroad corporations in the message I had the honor to submit to the last Legislature, I made the following statements :

“When the stock of railroad corporations is held by citizens of this State, or those who are immediately and personally interested in the development of the State’s resources, very much might be properly left to such corporations themselves, because of independent or mutual relations. If it should be true that the railroads of the State are, in any large or controlling measure, owned and operated by persons not identified with the interests of this State, then the profits become merely speculative. Any road beginning and terminating inside the State’s limits, must depend absolutely for its maintenance upon the development of resources along its line. The management, therefore, cannot afford to ignore or destroy these local interests. The moment the corporation is extended across the border it finds other resources and other business connections outside the State, and, under our interstate laws, puts itself beyond the authority of the State’s control, and is in a position to make demands for freight rates that are unjust, burdensome and oppressive.

“The situation is especially to be considered, the more the roads of the State are brought under one and the same control and ownership, having the effect ‘to defeat or lessen competition in their respective business or to encourage monopoly.’ Just this condition now obtains in Georgia. A large number of the most important roads in the State have come under one management. They have interstate connections and being owned largely for speculative purposes and not for the permanent development of the State, the interests of the State demand that the people shall be protected against unjust and oppressive rates.”

Many of these conditions have been adjusted in the interest of the people.

The commission now calls attention to a similar, and if possible a more dangerous evil, in that many roads are loaded with watered stock and bonded far in excess of their value, from which colossal fortunes are made by questionable methods.

The remedy for this great and growing evil, submitted by the commission, will, in my judgment, meet the demands, and I recommend its enactment into law.

REPORT OF ATTORNEY-GENERAL.

Very soon after I came into office the term of lease of the Western and Atlantic Railroad expired, and it became necessary for me to complete the contract between the State, as entered into by my predecessor, and the Nashville, Chattanooga and St. Louis Railway by turning over to them the State's property as stipulated in the agreement.

The necessary investigation of the condition of the State's property soon made known to me the importance of more satisfactory information about the State's interests. After full conference with the Attorney-General I requested him to take whatever action in his opinion might be necessary to protect and secure the State's property within the borders of this State and in Tennessee in any way connected with the Western and Atlantic Railroad.

I am pleased to say that he has made thorough investigation of the matters submitted to him, and brought to my notice many important facts fully set forth in his accompanying report, to which I call your attention.

I beg to say, upon the developments made, and my

personal knowledge of the important interests involved, I fully concur in the view of the Attorney-General "that the interest of the State in the property known as the Western & Atlantic Railroad would be subserved by the permanent employment of a special attorney, charged with the preservation of the legal rights of the State to the various items of this property in two states and of great value."

It is due that I should say in the adjustment of all the matters pertaining to this valuable State property, together with the Attorney-General, that I have been impressed with the fairness and liberality of the lessees. I have found the President of the company, at all times, ready to co-operate with me in any action necessary for the proper protection and preservation of the State's property.

I respectfully ask your consideration of the further matters submitted by the Attorney-General, with the recommendation that you give them such direction, as your wisdom may suggest.

PENITENTIARY.

Col. Geo. H. Jones, the Principal Keeper of the Penitentiary, has submitted his report showing condition of the Penitentiary from October 1, 1890, to September 30, 1892.

The following table shows the number of convicts in the Penitentiary for the past two years :

| | |
|---|-------|
| In camps October 1st, 1890..... | 1,694 |
| Received from jails..... | 1,090 |
| Escapes, and out at last report, since returned to the Penitentiary | 16 |
| Received from Asylum, out at last report, and since returned to the Penitentiary..... | 2 |
| | <hr/> |
| | 2,802 |

| | |
|---|-------------|
| Discharged, pardoned and sentences commuted of this number..... | 685 |
| Escaped since last report, and still at large..... | 63 |
| Died since October 1st, 1890..... | 107 |
| Returned to court for new trials, and acquitted..... | 3 |
| Sent to Asylum..... | 4-- 862 |
| | <hr/> 1,940 |

The classification as to color and sex of the inmates of the Penitentiary is as follows :

| Oct. 1892. | Males | Males | Females | Females | Total | |
|------------------------------------|-------|---------|---------|---------|-------|-----|
| | White | Colored | White | Colored | | |
| | 194 | 1,710 | 2 | 44 | 1,940 | |
| A net increase for two years | | | | | | 274 |

From this table it will be seen that the negro race contributes 90 per cent. and the white race ten per cent. of the convicts.

The rules for the government of convicts have been enforced and when violated, guilty parties have been held to account. The convicts are in good health, as will be seen by reference to the report of the Principal Physician. The death rate is less than two per cent. per annum. When it is considered that this includes all deaths caused by accident, or resulting from mutinies, diseases contracted by convicts prior to arrest and while in jails, it will be understood that the death rate from diseases contracted in the penitentiary is remarkably low and proves that the rules to preserve the health of the convicts are wise and conducive of fine results.

The total number of deaths during two years is 107 among 2,802 convicts in prison during that period, or fifty-three per annum, which makes the death rate nineteen in the thousand.

I feel especial pleasure in commending the management of this department. Surrounded with dif-

difficulties and attended by a great many unpleasant and some painful duties, the Principal and Assistant Keeper and Physician have met my highest expectations in the management of the interests committed to their care. The lessees have uniformly and promptly co-operated with the State's officers in whatever was deemed best for the management of the convicts. I call the attention of the General Assembly to some important changes noted in the report of the Principal Keeper.

In this connection I beg to repeat what I said to your predecessors about the proper condition of our jails as a preventive of disease among convicts and a reformatory for misdemeanor convicts and young criminals.

JAILS.

"A matter imperatively demanding the attention of the General Assembly is the condition of the county jails in this State. Violators of law are oftentimes confined six months or a year in jail, awaiting trial or sentence. In many instances, they become so hopelessly diseased that they are made invalids for life, or they are turned over to the lessees, a burden to themselves and a great care on the hands of the lessees. This is no part of the penalty affixed to the law, and the State permits a great wrong done when such treatment goes unpunished. These evils are common and they should be remedied. An additional officer, attached to the Penitentiary department, whose duty it shall be to inspect and report the condition of the jails of the State, under regulations for the care and well-being of inmates, would serve the good of these unfortunate people and save the name of the State."

A REFORMATORY.

“For misdemeanor convicts I would specially urge a reformatory by the State.

“The peculiar condition of our society, leaving some classes of our people without proper parental control and the restraint of home influence, allows many petty violations of the law, by those of tender years, that should find some wholesome restraint under reforming influences.

“The object of all punishment is two-fold : 1st, to prevent crime ; 2d, to reform the criminal. I undertake to say that, in many instances, our present system does not effectually accomplish either purpose. On the contrary, it increases crime by hardening the criminal. It is far more in harmony with good government to prevent crime than to punish the criminal.”

PARDONS AND COMMUTATIONS.

During the past two years I have had presented for my considration nearly three hundred applications for clemency. This responsible duty, placed upon the executive by law, is indeed burdensome and trying. I have passed upon the greater part of these petitions and I report, in an appendix to this message, the list of cases where clemency has been granted with facts and reasons for action in each case. This report embraces all cases of clemency up to October 1, 1892.

PUBLIC SCHOOLS.

The State Commissioner submits a very gratifying report upon the condition of public schools.

The attention of the General Assembly is respect-

fully asked for the several recommendations made by the Commissioner looking to the improvement of the system.

Your especial attention should be given to the prompt payment of teachers for their services. Teachers can ill afford to discount the small amount they receive for the efficient labor they give the State.

I fully concur with the Commissioner as to the efficiency of the Teachers' Institutes established by the last General Assembly. In the absence of earlier normal training the teachers who now have charge of our public schools will be greatly advanced in efficiency after being instructed, even at this late date, in improved methods.

I most earnestly urge upon the General Assembly a liberal appropriation to the Normal School recently established at the city of Athens.

The last legislature accepted the buildings and grounds generously tendered by the trustees of the State University, together with a small amount of money, the interest on the "Gilmer fund," to aid in defraying the expenses of instructors in the school, and a contribution of \$500 by the citizens of Athens to supply cheap furniture for the building.

The limited means at hand did not justify a longer session than seven weeks, yet the following extract from the report of the board of instruction, is sufficient to determine the value of the institution as a strong factor for good in our public school system.

"Georgia needs something more than a summer normal college. This great State is far behind in the matter of normal training of the teachers in its public and private schools. The reputation of the State and the dignity of the profession demand that a regular college be established. It will take \$15,000 to remodel and repair and furnish the present Rock College building and make it suitable for normal work. Dor-

mitories will cost \$25,000 each, and two are needed, one for boys and one for girls. A faculty of at least eight teachers should be chosen, costing at least \$12,000 a year. No second rate, small pay man or woman is needed in the Georgia State Normal College. The first appropriation from the legislature should not be less than \$30,000 for repairs, refurnishings, and employment of faculty for one year. The annual appropriation should be \$15,000 for running expenses, and dormitories should be added as rapidly as possible."

GEORGIA NORMAL AND INDUSTRIAL COLLEGE.

The President of the Georgia Normal and Industrial College submits the following data showing the condition and possibilities of this cherished State institution. It is but one year old, but its success is already established. The college was opened Sept. 30, 1891, with eighty-six pupils, representing fifty-two counties in the State. Others were admitted during the first session until the number enrolled reached 171 pupils. The second session opened on 21st of Sept., 1892, with 262 pupils and in less than one month the number increased to 316 young ladies coming from eighty-seven counties in Georgia. Owing to this large increase in the number of pupils it will be necessary to increase the number of teachers. President Chappell thinks there should be one assistant in the Dress-making department, one in the Free-hand and Industrial Drawing department, where there are 250 pupils to be instructed and at present only one teacher. Also a special teacher for Natural Science and an assistant teacher in English and Modern Languages, and still another in Elocution and Physi-

cal Culture. To secure first-class teachers for these five chairs would require about \$6,000 per annum.

It also appears that the school has incurred a debt of \$4,300 in completing a system of water-works, sewerage, furniture for the Dormitory, etc., all of which it seems were absolutely necessary and could not be postponed until an appropriation was had without seriously damaging the institution.

President Chappell also urges the need of another Dormitory to accommodate the pupils who are now compelled to secure board with private families in Milledgeville. If this cannot be done such an amount as would build an annex to the present Dormitory sufficient to accommodate at least one hundred girls, is asked for.

Feeling, as I do, the importance of putting this industrial college for our girls upon the high road to prosperity, and to secure the greatest amount of good from it, I recommend that all the needs of the institution be provided for by the General Assembly

STATE UNIVERSITY.

The report of the Trustees of the University of Georgia, and the report of the Board of Visitors for the session of 1892, are herewith transmitted. I respectfully call attention to these reports and to the recommendations made therein.

During the last session of the University there were enrolled one hundred and seventy-three students. About forty applicants were refused admission because of failure to show sufficient preparation in text-books; and seventeen were dismissed on account of failure to keep abreast of the class work.

The standard of the University is high and the Faculty a strong one. The discipline and morals of

the students are such as to deserve the highest commendation.

I need not do more than call the attention of the General Assembly to the wants of this grand institution. The well settled policy of the State to foster and maintain the University is known, and I stand ready to sanction any reasonable effort to keep it up to the highest standard possible and make it the equal of any educational institution in this country.

TECHNOLOGICAL SCHOOL.

The number of students at the Technological School is not quite so large as last year, probably owing to some serious inconveniences that arose from losses by fire.

The loss of the shop by fire was a lamentable disaster. The building and machinery were insured to the amount covered by the school's quota of the insurance appropriation and beyond this amount by the wise forethought of the gentlemen of the Commission. The amount realized from insurance has been sufficient to rebuild the shop and partially to equip it again.

For the successful operation of the mechanical department on the old basis, the school will now need an appropriation of \$20,000 in addition to the appropriation for maintenance.

The line of education pursued by this school points especially to the material development of the State as no other institution does. The special work of the school looks to the practical application of scientific knowledge to the needs of life. The aptitude and talents of the boys of this State are equal to the aptitude and talents of boys of other sections, and the State needs their development now on the lines of the

School of Technology more than at any time in our history I commend this institution to the most favorable consideration of the General Assembly, and ask for it such appropriation as the general condition of our finances will authorize.

SCHOOL FOR COLORED STUDENTS.

In accordance with the Act of the Legislature, approved November 26, 1890, a school for colored students has been established, and a commission, consisting of P W Meldrim, W R. Hammond, P J. Cline, J. B. Felder and Geo. T. Murrell, was appointed. This school, under the law, is a branch of the State University After the commissioners had established the school they became, by operation of law, a local board of trustees for the management of the institution.

Various sites were offered for the location of the school in answer to advertisements. Savannah was chosen as the most desirable site for the college. Eighty-five acres of land were acquired by purchase and donation, of which thirty-five were set aside for the campus and the remainder for the college farm.

The school opened in October, 1891, with accommodations for forty students. The attendance during the first year was forty-two. This year it has commenced with thirty-six, and it is estimated that the attendance will reach eighty before the close of the year.

The purpose of the school is to furnish means for the industrial education of the negro youths of the State. To carry out this purpose, a faculty has been selected and an equipment provided for instruction in the mechanic arts, in the natural sciences, in farm work, in mathematics, and in English gram-

mar and literature. The faculty is composed entirely of colored men, and has proved itself very efficient and able. It is as follows:

R. R. Wright, President, instructor in English.

D. C. Suggs, Instructor in Natural Sciences.

F. E. Cobb, Instructor in Mathematics.

Albert A. Ashton, Instructor in Mechanic Arts.

Robert H. Thomas, Foreman of Farm.

James M. Simms, Proctor.

T. J. Davis, M. D., College Physician.

L. B. Maxwell, Occasional Instructor.

The Chairman of the Local Board of Trustees, Hon. P. W. Meldrim, in a brief report to this office, states that the receipts of the institution for the past year from all sources, subscriptions from the city of Savannah and donations by the State and the United States, amounted to \$31,624.82; of which \$28,822.21 has been expended in putting buildings in good order for school purposes, in the purchase of land, and in the ordinary expenses of conducting such an institution. There is on hand a balance of \$2,802.61.

Mr. Meldrim and his associates on the Board of Trustees deserve the highest praise for the unselfish, public-spirited and untiring efforts they have made in the establishment and proper maintenance of this school.

SUPREME COURT.

The State is rapidly growing in all its interests, and the additional work put upon the different departments has increased accordingly.

I respectfully recommend a thorough investigation of all the Departments of State, with a view to properly adjusting the working force to the demands made by the State.

I call especial attention to the increased labor put upon the judges of the Supreme Court of this State. This court was organized about forty-five years ago with the present number of judges. At the beginning, the cases decided in a year did not reach one hundred ; last year 635 cases were disposed of. Then, one volume sufficed for the decisions of a year ; now three large volumes are issued yearly. Since then the population has doubled ; the citizenship has grown in far greater proportion. Nearly half of the people were then the property of the other half with no right to litigate ; the same classes are now owners of property and earners of wages, and consume much of the time of the courts. The growth of commerce, manufactures, railroads, corporations and divers other interests has given rise not only to a great increase of cases, but to new phases of law and innumerable questions of a novel and difficult character. More railroad cases are now decided at one term than were heard in several years during the earlier days of the court. The cases from one county alone during a term are sometimes more than all the cases of a term in years past.

Under this statement of facts it is plain to see that it is practically impossible for the present number of judges to give sufficient time to the proper consideration of all the cases that come before them.

INSTITUTION FOR THE DEAF AND DUMB.

The accompanying report of the Trustees of the Institution for the Deaf and Dumb shows an itemized statement of expenses amounting to \$17,481.37, and an estimate of the needs of the institution amounting to \$19,900.

In the maintenance of this institution the State is

but following its policy in providing education and helps to usefulness to its more fortunate citizens, who do not require this special instruction to fit them to become good citizens. Whatever may be necessary to fit this institution for the highest usefulness I respectfully urge the General Assembly to furnish.

ACADEMY FOR THE BLIND.

Abstracts from the report of the Board of Trustees of the Academy for the Blind show that this important and well managed public institution is gradually extending its work of educating the blind children of the State. The number of pupils for the present year aggregates one hundred ; eighty-one white and nineteen colored. The expenditures for the maintenance of the school have amounted to \$17,611.05. The Dormitory, provided by the special appropriation of \$15,000 in 1889, was completed this year and cost \$20,580.97. The balance above the amount appropriated, was paid by the trustees from accumulated balances of regular appropriations to the institution. The increased number of pupils to be taught and maintained render an increase in the annual appropriation necessary. The trustees apply for \$20,000 per annum in lieu of the \$16,000 heretofore allowed. They need more appliances, more furniture and the old buildings need some repairs.

I respectfully refer these demands to the General Assembly for investigation and action, with every confidence that the needs of the institution will be fully provided for by you.

LUNATIC ASYLUM.

The officers of the State Lunatic Asylum have submitted reports, showing the present condition of the Asylum, the receipts and disbursements for the past twelve months, and the needs of the institution. The *per capita* cost *per diem* for the past year was $32\frac{1}{3}$ cents, which shows that the institution has been managed economically. The Superintendent does not ask for any increase in the appropriation for the coming year, but urges the necessity of a special allowance for repairs of buildings and the enlargement of the laundry to meet the increased demands of the institution. He estimates that \$6,500.00 will be needed for such last mentioned purposes.

On the 1st of October, 1892, there were in the Asylum 1,570 inmates. The number receiving care and treatment during the year was 2,025.

The recommendations contained in the report of the Asylum officers are respectfully referred to the General Assembly for their consideration.

A STATE BOARD OF HEALTH.

I beg to call the attention of the General Assembly to the necessity for a State Board of Health.

In 1875 a law was passed establishing such a board, and \$1,500 was appropriated for its maintenance. This act was amended in 1876, and a small appropriation granted for the purpose of publishing the transactions of the board. In 1877 another small appropriation was made, the last money expended by the State in guarding the health of her people. The following year no appropriation was made, and

the board has, from that time, ceased to exist for want of recognition by the State.

It will be remembered that last year there was an epidemic of smallpox on the strip of coast known as Harris' Neck, and the State, powerless to rescue or protect her own citizens, was forced to call on the general government for aid. This aid was granted, and the disease was promptly checked and eradicated. It would have been more consistent with the dignity of the State and the duty it owes its citizens if Georgia could have taken steps to protect her own people from the scourge. It would also have been more in harmony with our ideas of local self-control.

The threatened visitation of Asiatic cholera to this country reveals to us another peril against which we should provide ample means of defense. We may any year be subjected to the invasion of yellow fever from the Spanish countries to the South of us, or of Asiatic cholera through the Northern ports. We are now utterly helpless to deal with these plagues, and should either menace us, we should have to appeal again to the Federal government.

Besides these dangers from without, we have many sources of danger within our borders, and an efficient Board of Health would be a constant safeguard to the health of our people and afford a feeling of security against epidemic and disease.

I most earnestly recommend, therefore, that the General Assembly take such action as will re-establish the State Board of Health, and provide for its maintenance and efficiency.

LYNCHING.

I regret that the necessity exists for recommending the passage of more stringent laws for the protection of human life. I would not intimate, nor do I believe that the communities of Georgia are less law-abiding than those in other states. All over the country, in the North as well as the South, there is a degree of lawlessness which is a reproach to American civilization.

Within the past year, in this state, persons charged with crimes have been arrested and lodged in jail. While thus in the custody of the law, bodies of lawless men have compelled the surrender of the prisoners and summarily executed vengeance upon them. These self-constituted judges and executioners are more than murderers. They have not only taken human life without authority or excuse, but they have put before their fellow citizens an example, which, if followed to any extent, would speedily end in the dissolution of society itself. It becomes the General Assembly to consider and provide the proper remedy for this evil by legislation.

I would respectfully suggest, first, that the powers of the sheriff be more clearly defined and that his duties be emphasized by proper penalties for neglect to discharge them.

When a person is under arrest in the custody of the sheriff, it is the duty of the latter to protect him absolutely from molestation or bodily harm. For this purpose the sheriff is authorized to summon to his assistance every able-bodied man in the vicinage, if need be, to preserve the peace and protect life. Should he fail to discharge this duty and personal damage or loss of life result, let his sureties respond in damages to the prisoner, or if

the prisoner be slain, to his heirs. The sheriff himself should be punished by fine and imprisonment, and suspension or dismissal from office.

Before making this heavy demand upon the sheriff, let us see to it that he is provided with a real and not merely an imaginary force. As before said, that officer now has authority to summon to his aid every able-bodied man in the county, but I have not seen the statute that imposes a definite penalty for refusing to respond to such summons. I, therefore, respectfully suggest, second, the enactment of a law, compelling by adequate penalties, the citizen to obey the sheriff. This would be the proper complement and companion of the statute first mentioned, and together they would, in my opinion, furnish all the power necessary to successfully contend with the disorderly and lawless elements of society.

If these should fail, there yet remains the military power, and so long as I hold the executive office, it shall be used on proper occasions to preserve the peace and maintain the supremacy of the law.

Should these views meet your concurrence, and should acts be framed and passed in accordance therewith, I respectfully recommend that the judges of the Superior courts be required to lay them before the grand juries at the first session of said courts after the passage of said acts, and to charge said juries when cases of outrage and violence occur in their counties, to investigate the conduct of the sheriff and citizens in relation thereto, with the view of a subsequent trial for neglect of duty, if such should be found to be the fact.

I commend this whole subject to your earnest and intelligent consideration, satisfied as I am that no more important question can engage your attention during the session.

Surely your coming together were worse than idle and the whole machinery of justice a hollow and expensive mockery, if your will, after being crystalized into solemn statutes, to be read of all men, can be contemned and trampled upon.

CONCLUSION.

For some years the proper control and management of the convicts and railroad transportation have taken quite a good deal of the time of the General Assembly

Many problems arising from these important questions are now settled.

I have ordered and secured the absolute separation of the male from the female convicts. I have insisted upon humane treatment as to the hours and character of work required, as well as the punishment inflicted.

The sanitary condition of the camps is constantly and carefully looked after. In carrying out my instructions the officers in this department have been diligent and faithful, and the lessees have uniformly co-operated with them in their efforts.

In the management of two thousand of the State's worst citizens, we cannot hope to have the conditions perfect, but I am gratified to say that the State's prisoners are as well cared for as it is possible for them to be under the system.

When the accompanying suggestions made by the Railroad Commission are enacted into law, I believe that the main difficulties in the problem of transportation will be properly adjusted in the interest of the roads and the people.

The recent policy of the State in pensioning disabled soldiers and subsequently the widows of Confed-

erate soldiers, together with the increased appropriation for public schools, puts heavier burdens of taxation upon the people, of which they have not specially complained because of the purposes for which the taxes were levied.

The status of the state remaining the same, I could not ask that any of these appropriations should be reduced. We must, however, consider these matters, important as they are, in connection with other demands upon the state, doubtless, of equal interest to the people.

If we keep pace with the progress of civilization we cannot be content to teach the children of the state "the elements of an English education only." We must lead them into broader fields of thought and usefulness. I recommend, therefore, liberal appropriations to the University and the several industrial schools that are its branches, as the very best means to secure the material and educational advancement of the State.

Among the most important matters to come before you will be taxation. I earnestly urge a very thorough study and investigation of this whole subject. I do not think the State has yet adopted the best means for reaching the entire property of the people for purposes of taxation. Many citizens bear their full share of the burdens of government, while many others receive its benefits without a just return for its protection.

With full confidence in your wisdom and patriotism in this as in all other matters that will come before you, I feel quite sure the policy of the State will be directed in the interest of all the people.

W. J. NORTEN.

At the hour of eleven o'clock A. M. the President announced that the period for the two Houses to meet in joint session to open, count and declare the votes for Governor and State House officers had arrived.

Whereupon the Senate proceeded in a body to the hall of the House where, being received by the House of Representatives, the President took the chair and called the General Assembly to order.

The Secretary, by direction of the President, read the joint resolution by virtue of which the joint session was convened and the communication this day submitted by the Secretary of State which has been spread on this Journal.

Mr. Fleming, of the county of Richmond, offered the following resolution, which was read and agreed to, to-wit :

WHEREAS, The certificate showing the consolidated returns in the recent election for members of the General Assembly in the counties of Charlton, Bulloch, Emanuel and Lincoln have not been received by the Secretary of State ; and

WHEREAS, There is strong reason to believe that said certificates were by mistake enclosed in the packages addressed to the President of the Senate and the Speaker of the House, instead of in the packages addressed to the Secretary of State as directed by law ; therefore be it

Resolved by the Senate and the House in joint session convened, That the committee appointed to open the packages containing the returns and count the votes in the recent State election for Governor and State House officers be, and they are, hereby directed

to examine the packages from said four counties above recited, to ascertain if the missing certificates of the consolidated returns are in said packages, and if the same are found therein to transmit said certificates at once by the messenger of the Senate and the messenger of the House to the Secretary of State, for filing according to law, in order that the Secretary of State may certify the facts to the proper branch of the General Assembly for such action as may be necessary.

Mr. Robbe moved that three tellers, one from the Senate and two from the House, be appointed by the President to open and declare the votes cast at the election on the 5th instant for Governor and State House officers.

This motion prevailed and the President announced as the tellers, Mr. Robbe of the 18th District and Messrs. Neal of Bartow county and Brady of Sumter county

The business of opening and declaring the vote was begun and proceeded with until the hour of one o'clock and thirty minutes, when, on motion of Mr. Boifeuillet the joint session was dissolved to meet again at 3 o'clock P. M.

The Senate withdrew to the Senate Chamber and was called to order by the President.

Mr. Hackett submitted the following report, which was read and adopted, to-wit :

Mr. President :

Your committee to whom the resolution on the appointment of additional porters, etc., was referred,

recommend the appointment of four additional porters for the committee rooms of the Senate and the necessary number of doorkeepers for the gallery, to be selected by the Secretary of the Senate.

Respectfully submitted.

A. T. HACKETT, Chairman.

The Senate, on motion of Mr. Reese, took a recess until 2:55 o'clock P. M.

SENATE CHAMBER, 2:55 O'clock P. M.

The Senate met pursuant to adjournment, the President in the chair.

On the call of the roll the following Senators answered to their names :

| | | |
|-------------|----------------------|-----------------------|
| Chambers, | Moore, | Smith of 34th Dist., |
| Corput, | Persons, | Smith of 41st Dist., |
| Crawford, | Pinson, | Thompson, |
| Daley, | Pope, | Whittaker, |
| Davis, | Reaves, | Wilson of 11th Dist., |
| Dennard, | Reese, | Wilson of 13th Dist., |
| Edwards, | Rembert, | Wilcox, |
| Fitzgerald, | Robbe, | Wooten, |
| Hackett, | Robinson, | Wright of 1st Dist., |
| Humphries, | Scaife, | Wright of 38th Dist., |
| McAfee, | Sirmans, | Mr. President. |
| Matthews, | Smith of 19th Dist., | |

At the hour of 3 o'clock P. M. the President announced that the time had arrived for the meeting of the two Houses in joint session.

Whereupon the Senate, in a body, repaired to the Hall of Representatives and was received by the House of Representatives.

The President took the chair and called the General Assembly to order.

The business of opening and declaring the votes was resumed and completed.

On casting up the votes for Governor it appeared that Hon. W. J. Northen had received 140,492, and Hon. W. L. Peek had received 68,990 votes.

The President declared that the Hon. W. J. Northen having received a majority of the votes cast, viz., a majority of 71,502, he was duly elected Governor of the State of Georgia for the next ensuing term.

The Hon. Philip Cook received for the office of Secretary of State 134,830 votes and Hon. —. —. Gorman received 69,245 votes. The majority of Hon. Philip Cook being 65,585, he was declared by the President duly elected Secretary of State for the ensuing term.

The Hon. William A. Wright received for the office of Comptroller-General 136,090 votes and —. —. Ivey, Esq., received 67,620. The Hon. Wm. A. Wright's majority was 68,470. He was declared by the President duly elected Comptroller-General for the ensuing term.

The Hon. Robert U. Hardeman received 135,443 votes for the office of Treasurer, and Dr. —. —. Ware received 68,541 votes. The majority of Hon. Robert U. Hardeman was 66,902. He was declared by the President duly elected Treasurer of the State of Georgia for the ensuing term.

The Hon. J. N. Terrell received for the office of Attorney-General 135,333 votes, and —. —. Mahaffy,

Esq., received 68,003 votes. The Hon. J. N. Terrell had a majority of 67,330 votes and was by the President declared duly elected Attorney-General of the State of Georgia for the ensuing term.

It appeared that the Hon. R. T. Nesbitt received for the office of Commissioner of Agriculture 134,842 votes, and James Barrett, Esq., received 68,436 votes. The majority of Hon. R. T. Nesbitt was 66,406, and he was declared duly elected Commissioner of Agriculture of the State of Georgia for the ensuing term.

The President announced that the business for which the joint session had been convened was completed.

Whereupon, on motion of Mr. Harrison, of the county of Quitman, the General Assembly was dissolved.

The Senate returned to the Senate Chamber, and being called to order by the President, adjourned, on motion, until 10 o'clock A. M. to-morrow.

SENATE CHAMBER, ATLANTA, GEORGIA,
Friday, October 28, 1892, 10 O'clock A. M.

The Senate met pursuant to adjournment, and was called to order by the President.

Prayer was offered by the Rev John Jones, D. D., Chaplain of the Senate.

On the call of the roll the following Senators answered to their names :

| | | |
|-------------|-----------|-----------------------|
| Blalock, | McAfee, | Sirmans, |
| Chambers, | Matthews, | Smith of 15th Dist., |
| Corput, | Monk, | Smith of 19th Dist., |
| Crawford, | Moore, | Smith of 34th Dist., |
| Daley, | Persons, | Smith of 41st Dist., |
| Davis, | Pinson, | Thompson, |
| Edwards, | Pope, | Whittaker, |
| Fitzgerald, | Reaves, | Wilson of 11th Dist., |
| Gholston, | Reese, | Wilson of 13th Dist., |
| Hackett, | Rembert, | Wilcox, |
| Hatcher, | Robbe, | Wooten, |
| Humphries, | Robinson, | Wright of 1st Dist., |
| Jenkins, | Russell, | Wright of 38th Dist., |
| Jones, | Scaife, | Mr. President. |

The Journal was read and approved.

Leave of absence was granted Mr. Dennard on account of death in his family

The Hon. Reuben Jones, Senator of the Ninth District, took the oath of office, which was administered by the President.

By resolution of Mr. Hackett, the Hon. J. A. McCamy was invited to a seat in the Senate. A like courtesy was, by resolution of Mr McAfee, extended to the Hon. B. F. Perry and the Hon. John D. Attaway

On the call of the roll for the introduction of new matter the following bills were introduced, read the first time and referred as respectively indicated, to-wit:

By Mr. McAfee—

A bill to repeal an act to provide for a Board of Equalization of real and personal property subject to taxation, and for other purposes.

Referred to the General Judiciary Committee.

By Mr. Reaves—

A bill to repeal an act to provide for a Board of Equalization of real and personal property subject to taxation, and for other purposes.

Referred to the General Judiciary Committee.

By Mr. Robbe—

A bill to amend section 7 of an act to provide for the better organization, government and discipline of the volunteer troops of this State, etc., so as to enable the commanding officer of a battalion to appoint, in his discretion, a chaplain of said battalion.

Referred to Committee on Military Affairs.

By Mr. Smith of the Thirty-fourth District—

A bill to establish new terms and regulate the practice of returning and trying cases in the City Court of Atlanta, and to amend the act establishing said court, passed December 15, 1871, and acts amendatory thereof, and for other purposes.

Referred to Special Judiciary Committee.

Mr. Hackett offered the following joint resolution, which was taken up, read, agreed to and ordered to be immediately transmitted to the House, to-wit :

Resolved, That so much of the Governor's Message as relates to pensions of the widows of Confederate soldiers be referred to a Special Joint Committee of three from the Senate and five from the House, and that said committee report by bill or otherwise at an early day, said committee to be appointed by the President of the Senate and the Speaker of the House.

As the committee on the part of the Senate under this resolution the President appointed Messrs. Hackett, Jenkins and Blalock.

The following message was received from the House through Mr. Hardin, the Clerk:

Mr President:

The House has adopted the following joint resolutions in which the concurrence of the Senate is asked, to-wit:

A resolution indorsing a move for direct trade, and for other purposes.

Also, a resolution appointing a committee of three from the House and two from the Senate to wait upon the Governor-elect and acquaint him of his election and learn his pleasure as to the time of his inauguration, and that said committee make such arrangements as are necessary and usual for the said inauguration.

The committee on the part of the House are Messrs. Martin of Fulton, Osborn of Chatham, and Thomason of Morgan.

The House has also concurred in a resolution of the Senate to appoint a joint special committee from the Senate and House, as to election of judges and solicitor-generals.

The committee on the part of the House are Messrs. Graham of Appling, Fleming of Richmond, Pike of Jackson, Neal of Floyd, and Battle of Muscogee.

The joint resolution from the House relating to the

encouragement of direct trade, etc., was taken up, on motion, and concurred in.

The joint resolution from the House providing a Joint Committee of three from the House and two from the Senate to wait upon the Governor-elect, inform him of his election, ascertain his wishes as to the time of his inauguration and arrange for the details of the inaugural ceremonies, was, on motion of Mr. Edwards, taken up, read and concurred in.

The committee appointed by the President on the part of the Senate consists of Messrs. Wooten of the Tenth District, and Edwards of the Twenty-seventh, Mr. Wooten being made Chairman of the committee by special request of Mr. Edwards.

On motion of Mr. Humphries, the Senate took a recess subject to the call of the President.

After a brief recess the President called the Senate to order, when Mr. Wooten, Chairman of the Joint Committee on Inauguration, submitted the following report, which was adopted, to-wit:

Mr President:

The Joint Committee appointed to wait upon the Hon. W J. Northen and acquaint him with his election as Governor and ascertain his pleasure as to time of inauguration, beg leave to report that they have duly discharged that duty.

The Governor-elect requests your committee to inform the General Assembly that it will suit his convenience to attend at the hall of the House of Repre-

sentatives at 12 o'clock, noon, to-morrow, for the purpose of inauguration.

W E. WOOTEN, Chairman,

E. F EDWARDS,

On part of Senate.

EDMUND W MARTIN, Chairman,

WILLIAM W OSBORNE,

On part of House.

The following message was received from the House through Mr. Hardin, the Clerk :

Mr. President :

The House has adopted the following joint resolution, in which the concurrence of the Senate is asked, to-wit :

Convening the General Assembly in joint session at 12 M. to-morrow, October 29th inst., in the hall of the House of Representatives, for the purpose of inaugurating the Hon. W J. Northen, Governor-elect.

On motion of Mr. Reese, the resolution set forth in the foregoing message was taken up, read and agreed to, to-wit :

Resolved by the House, the Senate concurring, That the General Assembly convene in joint session at 12 M. to-morrow, October 29th inst., in the hall of the House of Representatives for the purpose of inaugurating Hon. W J. Northen, Governor-elect.

The Senate, on motion, adjourned until 11 : 30 o'clock A. M. to-morrow.

SENATE CHAMBER, ATLANTA, GEORGIA,
Saturday, October 29, 1892, 11 : 30 O'clock A. M.

The Senate met pursuant to adjournment, the President in the chair.

Prayer was offered by the Rev R. A. Eakes, Chaplain of the House.

On the call of the roll the following Senators answered to their names :

| | | |
|-------------|-----------|------------------------|
| Blalock, | McAfee, | Smith of 15th Dist., |
| Chambers, | Monk, | Smith of 19th Dist., |
| Corput, | Moore, | Smith of 34th Dist., |
| Crawford, | Persons, | Smith of 41st Dist., |
| Daley, | Pinson, | Thompson, |
| Davis, | Pope, | Whittaker, |
| Edwards, | Reaves, | Wilson of 11th Dist., |
| Fitzgerald, | Reese, | Wilson of 13th Dist., |
| Gholston, | Rembert, | Wilcox, |
| Hackett, | Robbe, | Wooten, |
| Hatcher, | Robinson, | Wright of 1st Dist., * |
| Humphries, | Russell, | Wright of 38th Dist., |
| Jenkins, | Scaife, | Mr. President. |
| Jones, | Sirmans, | |

The Journal was read and approved.

The following message was received from the House through Mr. Hardin, the Clerk :

Mr. President :

The House has adopted the following resolution in which the concurrence of the Senate is asked, to-wit :

A resolution convening the General Assembly in joint session in the hall of the House of Representatives, on Monday, 31st inst., at 10 o'clock A. M., for the

purpose of entering on the election of judges and solicitors-general, as provided by law.

The House has also adopted by a unanimous rising vote, the following resolution, to-wit:

A resolution expressing sympathy for President Harrison in his great affliction.

Leave of absence was granted Mr. Matthews for a few days on important business.

By resolution of Mr. Wright of the First District, Mr. T. E. Winn was invited to a seat in the Senate.

The joint resolution from the House expressing sympathy with the President of the United States in his great affliction, was taken up, read and concurred in.

On motion of Mr. Wilson of the Thirteenth District, the joint resolution from the House to convene the two Houses in joint session on Monday the 31st instant at 10 o'clock A. M., for the election of judges and solicitors-general was taken up and read.

On motion of Mr. Hackett the resolution was amended by striking out "10 o'clock A. M." and inserting in lieu thereof "12 o'clock meridian."

The Secretary was directed to transmit the resolution, as amended, to the House.

Mr. Edwards submitted the following majority and minority reports, to-wit:

Mr. President:

The Joint Committee appointed by the House and Senate, respectively, to inquire into and report

what officers are to be elected by this General Assembly, find that the following officers are to be elected for the terms herein stated:

I. Chief Justice of the Supreme Court for six years from January 1, 1893.

II. Judges of the Supreme Courts for the following Circuits.

1. Albany Circuit for four years from January 1, 1893.

2. Atlanta Circuit for four years from January 1, 1893.

3. Blue Ridge Circuit for four years from January 1, 1893.

4. Brunswick Circuit for unexpired term ending December 31, 1894.

5. Chattahoochee Circuit for four years from January 1, 1893.

6. Cherokee Circuit for four years from January 1, 1893.

7. Coweta Circuit for four years from January 1, 1893.

8. Eastern Circuit for four years from January 1, 1893.

9. Northern Circuit for four years from January 1, 1893.

10. Oconee Circuit for four years from January 1, 1893.

11. Rome Circuit for unexpired term ending December 31, 1894.

12. Southwestern Circuit for four years from January 1, 1893.

13. Stone Mountain Circuit for four years from January 1, 1893.

III. Solicitors-general for the following circuits:

1. Albany Circuit for four years from January 1, 1893.

2. Atlanta Circuit for four years from January 1, 1893.

3. Augusta Circuit for four years from January 1, 1893.

4. Blue Ridge Circuit for four years from January 1, 1893.

5. Brunswick Circuit for four years from January 1, 1893.

6. Chattahoochee Circuit for four years from January 1, 1893.

7. Cherokee Circuit for four years from January 1, 1893.

8. Coweta Circuit for four years from January 1, 1893.

9. Eastern Circuit for four years from January 1, 1893.

10. Flint Circuit for four years from January 1, 1893.

11. Macon Circuit for four years from January 1, 1893.

12. Middle Circuit for four years from January 1, 1893.

13. Northen Circuit for four years from January 1, 1893.

14. Ocmulgee Circuit for four years from January 1, 1893.

15. Pataula Circuit for four years from January 1, 1893.

16. Rome Circuit for four years from January 1, 1893.

17. Southern Circuit for unexpired term ending December 31, 1892, and for four years from January 1, 1893.

18. Southwestern Circuit for four years from January 1, 1893.

19. Stone Mountain Circuit for four years from January 1, 1893.

20. Western Circuit for four years from January 1, 1893.

Respectfully submitted,

E. F. EDWARDS,

Chairman on part of Senate.

A. T. HACKETT,

W. L. HUMPHRIES,

ELISHA D. GRAHAM,

Chairman on part of House.

WM. H. FLEMING,

C. E. BATTLE,

Members of Committee.

We, the undesigned members of the Joint Committee, concur in the foregoing report, except as to its failure to report a vacancy in the Tallapoosa Circuit, in which, under the statute establishing said circuit, there is a vacancy in the office of Solicitor-General in our opinion.

W. J. NEAL,

W. J. PIKE.

The foregoing majority and minority reports were read and action thereon deferred for the present.

The President announced the following standing committees, to-wit:

On Enrollment, Messrs. Monk, Chairman, Persons, Sirmans, Pope, Chambers and Corput.

On Journal, Messrs. Fitzgerald, Wilcox, Gholston, Pinson and Robinson.

At 12 o'clock meridian, in conformity with a joint resolution, the Senate repaired in a body to the hall of the House of Representatives and being received by the House of Representatives, the President took the chair and called the General Assembly to order.

The Secretary, by direction of the President, read the joint resolution by which the General Assembly was convened in joint session.

The doorkeeper announced that the Joint Committee on Inauguration, with the Governor-elect, awaited the pleasure of the General Assembly

The President replied : "Let them be received."

Whereupon the Governor-elect accompanied by the committee, the State House officers, Chief Justice and Associate Justices of the Supreme Court, Judges of the Superior Courts and many distinguished citizens entered the Representative Hall and were received by the General Assembly standing.

The Governor-elect having been conducted by the Joint Committee to the Speaker's Desk, the President announced that in the absence of the Chaplain of the Senate prayer would be offered by the Chaplain of the House.

Prayer was then offered, and at its conclusion, the President said : “Gentlemen of the General Assembly of Georgia, I now have the pleasure of introducing to you the Hon. W. J. Northen, who has recently been elected Governor by a majority of 71,502 votes.

The Governor-elect will now deliver to this General Assembly his inaugural address.

At the conclusion of his address the Governor-elect declared his readiness to take the oath of office.

This was administered by Chief Justice Logan E. Bleckley

After a benediction by the Chaplain, the President announced that the purpose for which the General Assembly had convened in joint session was accomplished.

On motion of Mr. Ham of the county of Hall, the General Assembly was dissolved.

The Senate returned to the Senate Chamber, and after being called to order by the President adjourned on motion of Mr. Pinson, until 10 o'clock A. M. Monday next.

SENATE CHAMBER, ATLANTA, GEORGIA,
Monday, October 31, 1892, 10 O'clock A. M.

The Senate met pursuant to adjournment, the President in the chair.

Prayer was offered by the Rev. G. B. Strickler, D. D.

On the call of the roll the following Senators answered to their names :

| | | |
|-------------|-----------|-----------------------|
| Blalock, | McAfee, | Sirmans, |
| Chambers, | Matthews, | Smith of 15th Dist., |
| Corput, | Monk, | Smith of 19th Dist., |
| Crawford, | Moore, | Smith of 34th Dist., |
| Daley, | Persons, | Smith of 41st Dist., |
| Davis, | Pinson, | Thompson, |
| Edwards, | Pope, | Whittaker, |
| Fitzgerald, | Reaves, | Wilson of 11th Dist., |
| Gholston, | Reese, | Wilson of 13th Dist., |
| Hackett, | Rembert, | Wilcox, |
| Hatcher, | Robbe, | Wooten, |
| Huraphries, | Robinson, | Wright of 1st Dist., |
| Jenkins, | Russell, | Wright of 38th Dist., |
| Johnson, | Scaife, | Mr. President. |

Mr. Fitzgerald, Chairman of the Committee on Journals reported the Journal of Saturday correct. The Journal was read and confirmed.

Mr. Smith, of the Fifteenth District, announced the presence of the Hon. G. S. Johnson, Senator-elect from the Seventeenth District.

By request of the President Mr. Johnson presented himself and took the oath of office.

The following message was received from the House through Mr. Hardin, the Clerk :

Mr President :

The House refuses to concur in the Senate amendment to the joint resolution of the House convening the General Assembly in joint session at 10 A. M. on Monday, the 31st inst., for the purpose of entering upon the election of judges and solicitors-general as provided by law.

On motion of Mr. Hackett, the Senate took up the

report of the Joint Committee on the officers to be elected by this General Assembly.

The same was adopted.

On motion of Mr. Reese, the action of the Senate, adopting the foregoing report, was reconsidered.

Mr. Hackett moved to amend the majority report by adding after the Flint Circuit the words, "unexpired term, ending January 1, 1893."

This amendment was adopted.

The President declared that the minority report was in the nature of a proposed amendment to the majority report.

On motion of Mr. Hackett, the Senate refused to adopt the minority report.

The following message was received from the House through Mr. Hardin, Clerk thereof :

Mr. President:

The House has agreed to a joint resolution, in which the concurrence of the Senate is asked, providing for the election for a Solicitor-General for the Tallapoosa Circuit for the term of four years, beginning January 1, 1893, be held by the General Assembly along with other elections to be held on Monday, October 31, and succeeding days.

The resolution mentioned in the foregoing message was taken up and read.

The Senate refused to concur therein.

On motion of Mr. Humphries, the message of the House, reporting the refusal of the House to concur in the Senate's amendment substituting "12 o'clock meridian" for "10 o'clock A. M." in the joint resolution to bring on elections this day by the General Assembly, was taken up.

On motion of Mr. Chambers, the Senate receded from its amendment.

On motion of Mr. Wright of the First District, the hour of "10 o'clock A. M." was stricken from the resolution, and "11 o'clock A. M." substituted therefor, and the resolution, as amended, was adopted.

The Secretary was directed to communicate this action of the Senate to the House without delay

The following message was received from the House through Mr. Hardin, Clerk thereof :

Mr President :

The House has concurred in the Senate amendment to the House resolution convening the General Assembly in joint session for the purpose of electing judges and solicitors-general.

The death of the Hon. Reuben Jones, of the Ninth District, was announced by the Hon. Mr. Wilson of the Thirteenth District, who introduced the following preamble and resolutions :

WHEREAS, The sad news has reached us of the sudden death of our distinguished fellow Senator, Hon. Reuben Jones, Senator from the Ninth Senatorial District, which mournful event occurred this morning, taking away in the very meridian of life and usefulness one of Georgia's highly honored and

greatly respected citizens and a most faithful public servant; therefore

Resolved, That the Senate has heard with sincere regret and deep sorrow of the sudden death of Hon. Reuben Jones, Senator from the Ninth Senatorial District.

Resolved, That a committee of five Senators be appointed, with such members of the House as may be joined, to attend the funeral of the deceased.

Resolved further, That the Secretary of the Senate be instructed to have the desk of the deceased Senator properly draped in mourning, and that the Senate do now adjourn.

Resolved, That Thursday, the 3d day of November, at 10 o'clock A. M., be set apart for memorial exercises concerning the deceased Senator.

The resolutions were submitted to the Senate, and were unanimously adopted.

The President declared the Senate adjourned until 10 o'clock A. M. to-morrow.

SENATE CHAMBER, ATLANTA, GEORGIA,
Tuesday, November 1, 1892, 10 O'clock A. M.

The Senate met pursuant to adjournment, the President in the chair.

Prayer was offered by the Rev John Jones, D. D., Chaplain of the Senate.

On the call of the roll the following Senators answered to their names :

| | | |
|-------------|-----------|-----------------------|
| Blalock, | Johnson, | Scaife, |
| Chambers, | McAfee, | Sirmans, |
| Corput, | Matthews, | Smith of 15th Dist., |
| Crawford, | Monk, | Smith of 19th Dist., |
| Daley, | Moore, | Smith of 34th Dist., |
| Davis, | Persons, | Smith of 41st Dist., |
| Dennard, | Pinson, | Thompson, |
| Edwards, | Pope, | Whittaker, |
| Fitzgerald, | Reaves, | Wilson of 13th Dist., |
| Gholston, | Reese, | Wilcox, |
| Hackett, | Rembert, | Wooten, |
| Hatcher, | Robbe, | Wright of 1st Dist., |
| Humphries, | Robinson, | Wright of 38th Dist., |
| Jenkins, | Russell, | Mr. President. |

Mr. Fitzgerald, Chairman of the Committee on Journals, reported the Journal correct.

The Journal was read and approved.

The following message was received from the House, through Mr. Hardin, the Clerk :

Mr. President :

The House has agreed to the following joint resolution, in which the concurrence of the Senate is asked, to-wit :

A resolution convening the General Assembly in joint session for the purpose of entering upon the election of judges and solicitors-general, at 11 o'clock A. M., this day

On motion of Mr. Humphries, this resolution was taken up, read and concurred in.

The Secretary was directed to communicate this action of the Senate to the House without delay

The following communication was received from

his Excellency, the Governor, through Mr. Warren, his Secretary, to-wit :

Mr. President :

I am directed by the Governor to deliver to the Senate a sealed communication to which he respectfully invites the consideration of your honorable body in executive session.

The President announced the following committee to attend the funeral of the late Hon. Reuben F Jones, Senator from the Ninth District, viz. :

Messrs. Wilson of the Thirteenth District, Scaife, Wooten, Russell and Hackett.

Under a suspension of the Rules Mr. Chambers introduced a bill to amend paragraph 1, section 282 of the Code of Georgia, which was read the first time and referred to the General Judiciary Committee.

At the hour of 11 o'clock A. M. the President announced that the time had arrived for the Senate to meet the House in joint session.

Whereupon the Senate in a body repaired to the Representative hall, where they were received by the House of Representatives standing.

The President took the chair and called the General Assembly to order.

The Secretary, by direction of the President, read the joint resolution by virtue of which the General Assembly was convened in joint session.

The President announced that the first election was that of a Chief Justice of the Supreme Court of Georgia, and that nominations therefor were in order.

The Hon. Mr Fleming, of Richmond county, placed in nomination for that office the Hon. Logan E. Bleckley of the county of Fulton.

This nomination was seconded by the Hon. Mr. Marsengill of Rabun county and the Hon. Mr. Martin of Fulton county

Upon the call of the roll and the summing up the votes, it appeared that the Hon. Logan E. Bleckley had received 211 votes. He was, therefore, declared by the President duly elected Chief Justice of the Supreme Court of Georgia for the ensuing term of six years.

The following officers were then elected, to-wit :

The Hon. H. G Lewis as Solicitor-General of the Ocmulgee Circuit for the ensuing term, he having received 200 votes.

The Hon. Sampson W Harris as Judge of the Superior Courts of Coweta Circuit for the ensuing term of four years, he having received 202 votes.

The Hon. T. A. Atkinson as Solicitor-General of the Coweta Circuit for the ensuing term of four years, he having received therefor 201 votes.

The Hon. John J. Hunt as Solicitor-General of the Flint Circuit for the unexpired term of the Hon. Emmett Womack, resigned, he having received therefor 201 votes.

The Hon. M. W Beck as Solicitor-General of the Flint Circuit for the ensuing term of four years, he having received 202 votes.

The Hon. Hamilton McWhorter as Judge of the Superior Courts of the Northern Circuit for the ensuing term of four years, he having received therefor 207 votes.

The Hon. W. M. Howard as Solicitor-General of the Northern Circuit for the term of four years ensuing, he having received 113 votes, the same being a majority of the members present.

On motion of Mr. McBride, the General Assembly was dissolved to reassemble at 9:30 o'clock A. M. tomorrow.

The Senate returned to the Senate Chamber, and being called to order, Mr. Wilson, of the Thirteenth District, Chairman of the committee to attend the funeral of the late Hon. Reuben F. Jones, Senator from the Ninth District, made the following report :

Mr. President :

The committee appointed by the Senate to attend the funeral of the Hon. Reuben F. Jones, deceased Senator from the Ninth Senatorial District, beg leave to make the following report :

Upon consultation with the immediate family of our deceased brother Senator, we learn that the remains will be buried in Oakland Cemetery in this city. The funeral services will be held at the First Methodist church, on Peachtree street, the cortege leaving the residence of Dr. Chan. Jones, the brother of the deceased, at 2 o'clock this afternoon, and reaching the church at 3 o'clock P. M.

An hour will be devoted to religious services at the church, and at 4 o'clock the procession will leave the

church, and a few minutes later will pass the Hunter street entrance of the capitol.

Your committee have agreed with our brother's family that the two Houses of the General Assembly will appoint the proper number of pall-bearers to proceed to the residence of Dr. Chan. Jones, at No. 500 Peachtree street, and accompany the remains to the cemetery ; and, as the funeral cortege passes the capitol, the members of the Senate and of the House of Representatives will join the procession and march to the cemetery

It is also expected that the Masonic fraternity will take charge of the ceremonies, in which case the pall-bearers appointed by the Senate and House will act as an honorary escort.

We, therefore, recommend the following joint resolution :

Resolved by the Senate, the House concurring, That the two Houses of the General Assembly will attend, in a body, the funeral of Hon. Reuben F Jones, deceased Senator from the Ninth Senatorial District, at 3 o'clock this afternoon, Tuesday, November 1st.

2d. That a committee of five members of the Senate be appointed to act as pall-bearers, or as an honorary escort, as the occasion may require.

Respectfully submitted,

WM. A. WILSON, Chairman,
SCAIFE,
WOOTEN,
RUSSELL,
HACKETT,
Committee.

The foregoing report was unanimously adopted.

The President appointed as pall-bearers or honor-

ary escort, Messrs. Scaife, Wooten, Fitzgerald, Hatcher and Pope.

On motion of Mr. Wooten, the session was extended to half past one o'clock, and on his further motion, the Senate went into executive session.

Having spent some time therein, the Senate returned to open session, and on motion of Mr. Robbe, adjourned until 9:15 o'clock A. M. to-morrow

SENATE CHAMBER, ATLANTA, GEORGIA,
Wednesday, November 2, 1892, 9:15 O'clock A. M.

The Senate met pursuant to adjournment, the President in the chair.

Prayer was offered by the Rev. Chalmers Frazier.

On the call of the roll the following Senators answered to their names :

| | | |
|-------------|-----------|-----------------------|
| Blalock, | McAfee, | Smith of 15th Dist., |
| Chambers, | Matthews, | Smith of 19th Dist., |
| Corput, | Monk, | Smith of 34th Dist., |
| Crawford, | Moore, | Smith of 41st Dist., |
| Daley, | Persons, | Thompson, |
| Davis, | Pinson, | Whittaker, |
| Dennard, | Pope, | Wilson of 11th Dist., |
| Edwards, | Reaves, | Wilson of 13th Dist., |
| Fitzgerald, | Reese, | Wilcox, |
| Gholston, | Rembert, | Wooten, |
| Hackett, | Robbe, | Wright of 1st Dist., |
| Hatcher, | Robinson, | Wright of 38th Dist., |
| Humphries, | Russell, | Mr. President. |
| Jenkins, | Scaife, | |
| Johnson, | Sirmons, | |

Mr. Robinson, from the Committee on Journals, reported the Journal correct.

The Journal was then read and approved.

At the hour of 9:30 o'clock A. M., the President announced that the time had arrived for the meeting of the General Assembly in joint session.

Whereupon the Senate, in a body, repaired to the hall of the House of Representatives and being received by the House of Representatives, standing, the President took the chair and called the General Assembly to order, announcing that the unfinished business of yesterday would be resumed, the election of a Solicitor-General for the Augusta Circuit being first in order.

The following officers were elected, viz.:

The Hon. W H. Davis, of the county of Burke, elected Solicitor-General of the Augusta Circuit for the ensuing term of four years.

The Hon. Robert Falligant as Judge of the Eastern Circuit for the ensuing term of four years.

The Hon. W W Frazier as Solicitor-General of the Eastern Circuit for the term of four years next ensuing.

The Hon. J L. Sweat as Judge of the Brunswick Circuit for the unexpired term caused by the resignation of the Hon. S. R. Atkinson.

The Hon. W G. Brantley as Solicitor-General of the Brunswick Circuit for the ensuing term of four years.

The Hon. Geo. F Gober as Judge of the Blue Ridge Circuit for the ensuing term of four years.

The Hon. Geo. R. Brown as Solicitor-General of the Blue Ridge Circuit for the ensuing term of four years.

The Hon. B. B. Bower as Judge of the Albany Circuit for the ensuing term of four years.

The Hon. W. N. Spence as Solicitor-General of the Albany Circuit for the ensuing term of four years.

The Hon. B. D. Evans as Solicitor-General of the Middle Circuit for the ensuing term of four years.

The Hon. J. M. Griggs as Solicitor-General of the Pataula Circuit for the ensuing term of four years.

The General Assembly was, on motion, dissolved to meet again at 3 o'clock P. M.

The Senate returned to the Senate Chamber and was called to order by the President.

The following message was received from the House, through Mr. Hardin, the Clerk :

Mr. President :

The House has adopted the following joint resolution in which the concurrence of the Senate is asked, to-wit :

A resolution appointing a joint committee to investigate charges reflecting upon the integrity and official character of Hon. George F. Gober, Judge of the Blue Ridge Circuit.

On motion of Mr. Wooten, the resolution set forth in the foregoing message was taken up, read and concurred in.

The President appointed as the committee thereunder on the part of the Senate Messrs. Wooten, McAfee and Hatcher.

On motion of Mr. Edwards, the Senate adjourned until 10 minutes of 3 o'clock P. M.

SENATE CHAMBER, 2:50 O'clock P. M.

The Senate met pursuant to adjournment, the President presiding.

On motion of Mr. Davis, the call of the roll was dispensed with.

The President then announced the following as the Standing Committees of the Senate, to-wit:

ON RULES.

THE PRESIDENT, *Ex Officio* Chairman.

| | |
|-----------|---------------|
| Robbe, | Wilson, 11th. |
| Chambers, | Wilson, 13th. |

ON EDUCATION

HUMPHRIES, Chairman.

| | |
|---------------|--------------|
| Wright, 1st, | Fitzgerald, |
| Johnson, | Reese, |
| Wilson, 13th, | Smith, 15th. |
| Thompson, | Wilcox. |

ON PUBLIC PROPERTY

WILSON, 13th, Chairman.

| | |
|-----------|--------------|
| Whitaker, | Smith, 19th. |
| Russell, | Pope. |

ON BANKS.

PERSONS, Chairman.

| | |
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| Blalock, | Hatcher, |
| Moore, | Sirmans, |
| Corput, | Chambers. |
| Johnson, | |

ON PETITIONS.

MATTHEWS, Chairman

| | |
|--------------|---------------|
| Reaves, | Sirmans, |
| Smith, 19th, | Wilson, 13th. |

ON RAILROADS.

JENKINS, Chairman.

| | |
|---------------|--------------|
| Humphries, | Davis, |
| Matthews, | Persons, |
| Daley, | Corput, |
| Gholston, | Rembert, |
| Scaife, | Hatcher, |
| Wright, 38th, | Crawford, |
| Hackett, | Smith, 41st. |
| McAfee, | Monk. |
| Reese, | |

ON STATE OF THE REPUBLIC.

PINSON, Chairman.

| | |
|-----------|--------------|
| Matthews, | Rembert, |
| Hackett, | Thompson, |
| Wilcox, | Wright, 1st, |
| Davis, | Reese. |

ON SPECIAL JUDICIARY

EDWARDS, Chairman.

| | |
|---------------|-----------|
| Wilson, 11th, | Persons, |
| Johnson, | Chambers. |
| Wooten, | |

ON PRIVILEGES AND ELECTIONS.

DALEY, Chairman.

| | |
|----------|---------------|
| Wooten, | Jenkins, |
| Davis, | Wright, 1st. |
| Pinson, | Wilson, 11th. |
| Hatcher, | |

ON MILITARY AFFAIRS.

WOOTEN, Chairman.

| | |
|---------------|----------|
| Pope, | Robbe. |
| Wright, 1st, | Davis. |
| Wilson, 11th, | Blalock. |

ON THE STATE LIBRARY

CHAMBERS, Chairman.

| | |
|--------------|-----------|
| Smith, 34th, | Moore. |
| Persons. | Whitaker. |
| Reese, | Robbe. |

ON IMMIGRATION AND LABOR.

POPE, Chairman.

| | |
|-----------|-----------|
| Gholston, | Monk, |
| Persons, | Whitaker, |
| Wooten, | Robinson, |

ON ACADEMY FOR THE BLIND.

WRIGHT, 38th, Chairman.

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|--------------|--------------|
| Smith, 19th, | Smith, 15th. |
| Reaves, | Robbe, |
| Smith, 41st. | Russell. |

ON THE LUNATIC ASYLUM.

WILSON, 13th, Chairman.

| | |
|---------------|--------------|
| Wright, 38th. | Wilcox. |
| Jenkins, | Scaife, |
| Russell, | McAtee, |
| Sirmans, | Dennard, |
| Smith, 15th. | Wright, 1st. |
| Matthews. | Hatcher. |

ON AUDITING.

SIRMANS, Chairman.

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| Corput, | Edwards. |
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ON PRINTING.

ROBINSON, Chairman.

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|------------|--------------|
| Russell, | Smith, 41st. |
| Humphries. | Hatcher. |

ON ENGROSSING.

JOHNSON, Chairman.

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|-------------|--------|
| Fitzgerald. | Daley, |
| Blalock, | Pope. |

ON HALLS AND ROOMS.

SCAIFE, Chairman,

| | |
|--------------|---------------|
| Dennard, | Gholston, ' |
| Reaves, | Crawford, |
| Smith, 34th, | Wright, 38th. |

ON GENERAL JUDICIARY

REESE, Chairman.

| | |
|--------------|---------------|
| Hatcher, | Humphries, |
| Davis, | Wooten, |
| Daley, | Hackett, |
| Scaife, | Jenkins, |
| Edwards, | Pope, |
| Chambers, | Wilson, 11th, |
| Smith, 34th, | Whitaker. |
| Johnson, | |

ON PUBLIC ROADS.

DAVIS, Chairman.

| | |
|--------------|----------|
| Smith, 34th, | Reese, |
| Jenkins, | Hatcher, |
| Matthews, | Corput. |
| Edwards, | |

ON PRIVILEGES OF THE FLOOR.

WHITTAKER, Chairman.

| | |
|----------|-----------|
| Blalock, | Chambers, |
| Johnson, | Rembert. |

ON MANUFACTURES.

BLALOCK, Chairman.

| | |
|-----------|---------------|
| Chambers. | Dennard, |
| Sirmans, | Wilson, 13th. |

ON MINES AND MINING.

McAFEE, Chairman.

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|--------------|----------|
| Robinson, | Rembert, |
| Smith, 41st, | Reaves. |

ON AGRICULTURE.

FITZGERALD, Chairman.

| | |
|---------------|--------------|
| Gholston, | Corput, |
| Crawford, | McAfee, |
| Monk, | Reaves, |
| Wilson, 13th, | Rembert, |
| Russell, | Sirmans, |
| Smith, 19th, | Smith, 41st. |
| Thompson, | |

ON INTERNAL IMPROVEMENTS.

HATCHER, Chairman.

| | |
|-------------|---------------|
| Humphries, | Chambers, |
| Fitzgerald, | Wilson, 13th. |

ON TEMPERANCE.

WRIGHT, 1st, Chairman.

| | |
|---------------|-----------|
| Robinson, | Gholston, |
| Rembert, | Wilcox, |
| Wilson, 13th, | Corput. |
| Hackett, | |

ON PUBLIC SCHOOLS.

ROBBE, Chairman.

| | |
|--------------|--------------|
| Daley, | Edwards, |
| McAfee, | Pinson, |
| Corput, | Pope. |
| Robinson, | Smith, 19th, |
| Smith, 34th, | Whittaker. |

ON FINANCE.

CORPUT, Chairman.

| | |
|--------------|--------------|
| Robbe, | Blalock, |
| Persons, | Fitzgerald, |
| Johnson, | Moore, |
| McAfee, | Smith, 19th. |
| Smith, 15th, | Pinson. |
| Sirmans, | Matthews, |
| Monk, | Jenkins. |
| Wilcox, | |

ON ACADEMY OF THE DEAF AND DUMB.

SMITH, 15th, Chairman.

| | |
|---------------|--------------|
| Moore, | Wright, 1st, |
| Wright, 38th, | Thompson, |
| McAfee, | Smith, 41st, |
| Crawford, | Dennard. |
| Wilson, 13th, | Pinson. |
| Blalock, | |

ON CORPORATIONS.

SMITH, 34th, Chairman.

| | |
|----------|-------------|
| Edwards, | Fitzgerald, |
| Robbe, | Scaife. |

ON THE PENITENTIARY

HACKETT, Chairman.

| | |
|--------------|--------------|
| Pinson, | Scaife, |
| Fitzgerald, | Moore, |
| Gholston, | Thompson, |
| Rembert, | Davis, |
| Robinson, | Sirmons, |
| Smith, 41st, | Corput, |
| Dennard, | Smith, 15th, |
| Reaves, | Crawford, |

On motion of Mr. Pinson, 100 copies of the Standing Committees were ordered printed for the use of the Senate.

At the hour of 3 o'clock P. M. the President announced that the time had arrived to meet the House in joint session.

Whereupon the Senate in a body repaired to the Representative Hall and being there received by the House of Representatives, standing, the President took the chair and called the General Assembly to order.

The unfinished business of the morning was resumed, and the following officers were elected, viz.:

The Hon. R. B. Russell as Solicitor-General of the

Western Circuit for the term of four years next ensuing.

The Hon. W B. Butt as Judge of the Chattahoochee Circuit for the ensuing term of four years.

The Hon. S. P. Gilbert as Solicitor-General of the Chattahoochee Circuit for the ensuing term of four years.

The Hon. W H. Felton, Jr., for Solicitor-General of the Macon Circuit for the ensuing term of four years.

The Hon. T. W. Milner as Judge of the Cherokee Circuit for the ensuing term of four years.

The General Assembly was, on motion, dissolved, to meet again at 9:30 o'clock A. M. to-morrow.

The Senate withdrew to the Senate Chamber, and being called to order by the President, adjourned, on motion of Mr. Smith, of the Thirty-fourth District, until 9 o'clock A. M. to-morrow.

SENATE CHAMBER, ATLANTA, GEORGIA,
Thursday, November 3, 1892, 9 O'clock A. M.

The Senate met pursuant to adjournment, the President *pro tem.*, the Hon. Mr. Wilson of the Thirteenth District, presiding.

Prayer was offered by the Rev Mr. Bryan, Representative from the county of Floyd.

On the call of the roll the following Senators answered to their names:

| | | |
|-------------|-----------|-----------------------|
| Blalock, | Johnson, | Scaife, |
| Chambers. | McAfee. | Sirmans, |
| Corput, | Matthews, | Smith of 15th Dist., |
| Crawford. | Monk, | Smith of 19th Dist., |
| Daley, | Moore, | Smith of 34th Dist., |
| Davis. | Persons. | Smith of 41st Dist., |
| Dennard, | Pinson, | Thompson, |
| Edwards, | Pope, | Whittaker. |
| Fitzgerald, | Reaves. | Wilson of 11th Dist., |
| Gholston, | Reese, | Wilson of 13th Dist., |
| Hackett, | Rembert, | Wilcox. |
| Hatcher, | Robbe, | Wooten, |
| Humphries. | Robinson, | Wright of 38th Dist. |
| Jenkins, | Russell, | |

Mr. Fitzgerald, Chairman of the Committee on Journals, reported the journal correct. It was then read and confirmed by the Senate.

Leave of absence was granted Mr. Wilson of the Thirteenth District for a few days on important business.

Leave of absence was granted the Hon. A. S. Clay, and Hon. H. G. Wright of the First District, for to-day and to-morrow.

The following privileged resolution, offered by Mr. Edwards, was read and agreed to:

Owing to the fact that it is important that the General Assembly should conclude its labors in the election of judges and solicitors-general as early as possible:

Resolved, That the memorial exercises appointed for 10 o'clock A. M. to-day in honor of our deceased comrade, the Hon. Reuben Jones, be postponed until Friday, the 11th instant, at 11 o'clock A. M.

Under a suspension of the rules the following bills

were introduced, read the first time and referred as respectively indicated:

By Mr. Jenkins—

A bill to repeal an act to amend section 1455 of the Code of Georgia of 1882.

Referred to the General Judiciary Committee.

By Mr. McAfee—

A bill to amend an act to amend an act, approved October 24, 1887, entitled an act to carry into effect the first clause of article 7, section 1, paragraph 1 of the Constitution of 1877, and the amendments thereto.

Referred to the General Judiciary Committee.

Also, by Mr. McAfee—

A bill to amend an act to allow pensions to certain Confederate widows, and for other purposes.

Referred to the General Judiciary Committee.

By Mr. Wooten—

A bill to amend the charter of the city of Albany: to create a Board of Water Commissioners, defining their powers and duties, and for other purposes.

Referred to the Committee on Corporations.

By Mr. Corput—

A bill to appropriate the sum of \$20,000 to the Georgia Institute for the Deaf and Dumb, to be used for material improvements, etc.

Referred to the Committee on Finance.

Also, by Mr. Corput—

A bill to change the name of the Georgia Institution for the Education of the Deaf and Dumb.

Referred to the Committee on the Deaf and Dumb Institute.

By Mr. Matthews—

A bill to carry into effect section 5, paragraph 1 of article 8 of the Constitution of Georgia.

Referred to the General Judiciary Committee.

By Mr. Smith of the Thirty-fourth District—

A bill to extend the powers of the Railroad Commissioners so as to give them power to regulate charges by telegraph companies for services or toll; to regulate charges of telephone companies for the transmission of messages by telephone and charges for service or toll by persons engaged in the business named herein; to apply the powers given to said commissioners by law over railroad companies to all companies or persons owning, controlling or operating a line or lines of telephone, and make the penalties prescribed against railroads for violation of commissioners' rules apply to the companies and persons herein named, whose line, or lines, is, or are, wholly, or in part in this State, and for other purposes.

Referred to the Committee on Corporations.

By Mr. Smith of the Fifteenth District—

A bill to fix and prescribe a uniform system of text books and reference books to be used in the common schools of this State, and to prescribe how said books shall be selected.

Referred to the Committee on Education.

The following message was received from the House through Mr. Hardin, the Clerk :

Mr President :

The following committee has been appointed on the part of the House under the joint resolution to investigate charges reflecting upon the integrity and official character of Hon. George F Gober, Judge of the Blue Ridge Circuit, to-wit : Mozely, Bacon, Hill of Meriwether, Rankin, Battle.

At the hour of 9 o'clock A. M. the President *pro tem.* announced that the hour had arrived to meet the House in joint session.

Whereupon the Senate in a body repaired to the Representative Hall, and being received by the House of Representatives standing, the President *pro tem.* took the chair and called the General Assembly to order.

The unfinished business of yesterday was resumed.

The following officers were elected, viz.:

The Hon. A. W. Fite as Solicitor-General of the Cherokee Circuit for the term of four years ensuing.

The Hon. W. H. Fish as Judge of the Southwestern Circuit for the ensuing term of four years.

The Hon. C. B. Hudson as Solicitor-General of the Southwestern Circuit for the term of four years ensuing.

The Hon. Marshall J Clarke as Judge of the Atlanta Circuit for the ensuing term of four years.

The Hon. Charles D. Hill as Solicitor-General of the Atlanta Circuit for the ensuing term of four years.

The Hon. Henry B. Peeples as Solicitor-General of the Southwestern Circuit for the unexpired term.

The Hon. Henry B. Peeples as Solicitor-General of the Southwestern Circuit for the ensuing full term of four years.

The Hon. C. C. Smith as Judge of the Oconee Circuit for the ensuing term of four years.

The Hon. W. M. Henry as Judge of the Rome Circuit for the unexpired term of the Hon. John W. Maddox, resigned.

The Hon. W. J. Nunnally as Solicitor-General of the Rome Circuit for the ensuing term of four years.

The Hon. Richard H. Clark as Judge of the Stone Mountain Circuit for the ensuing term of four years.

The Hon. John S. Candler as Solicitor-General of the Stone Mountain Circuit for the ensuing term of four years.

The joint session was, on motion, dissolved.

The Senate returned to the Senate Chamber, and was called to order by the President *pro tem*.

By permission of the Senate Mr. Corput withdrew the bill offered by him this day, to appropriate the sum of \$20,000 for the material improvement of the Institute for the Deaf and Dumb.

On motion of Mr. Scaife, the Senate adjourned until 10 o'clock A. M. to-morrow.

SENATE CHAMBER, ATLANTA, GEORGIA,
Friday, November 4, 1892, 10 O'clock A. M.

The Senate met pursuant to adjournment, the President presiding.

Prayer was offered by the Hon. C. W. Smith, Senator from the Thirty-fourth District.

On the call of the roll the following Senators answered to their names :

| | | |
|-------------|-----------|-----------------------|
| Chambers, | Matthews, | Smith of 15th Dist., |
| Corput, | Monk, | Smith of 19th Dist., |
| Crawford, | Moore, | Smith of 34th Dist., |
| Daley, | Persons, | Smith of 41st Dist., |
| Dennard, | Pinson, | Thompson, |
| Edwards, | Pope, | Whittaker, |
| Fitzgerald, | Reaves, | Wilson of 11th Dist., |
| Gholston, | Reese, | Wilson of 13th Dist., |
| Hackett, | Rembert, | Wilcox. |
| Hatcher, | Robbe, | Wooten, |
| Humphries, | Robinson, | Wright of 38th Dist., |
| Johnson, | Russell, | Mr. President. |
| McAfee, | Scaife, | |

Mr. Fitzgerald, Chairman of the Committee on Journals, reported the Journal correct. It was then read and confirmed by the Senate.

The following message was received from the House through Mr. Hardin, the Clerk :

Mr President:

The House has adopted the following joint resolution, in which the concurrence of the Senate is asked, to-wit :

A resolution that the General Assembly take a re-

cess for the 6th, 7th, 8th and 9th of November, in order that the members of both houses may return to their homes and vote in the national election, which is to be held on Tuesday, November 8th, and that it shall reconvene on November the 10th at 10 o'clock A. M.

On motion of Mr. Humphries, the foregoing resolution was taken up, read and concurred in.

Leave of absence was granted Mr. Thompson for a few days, and to Mr. Smith of the Fifteenth District for to-morrow

On the call of the roll the following bills were introduced, read the first time and referred as respectively indicated :

By Mr. Chambers—

A bill to amend section 1496 of the Code of Georgia.

Referred to the General Judiciary Committee.

By Mr. Daley --

A bill to provide a general registration law for the State of Georgia.

Referred to the General Judiciary Committee.

By Mr. Edwards—

A bill to amend section 3971 of the Code of 1882. and for other purposes.

Referred to General Judiciary Committee.

Also, by Mr. Edwards—

A bill to amend section 3972 of the Code, etc.

Referred to the General Judiciary Committee.

By Mr. Smith of the Thirty-fourth District—

A bill to repeal an act to authorize the running of freight trains over the Georgia Railroad on Sundays in certain cases herein specified, approved February 25, 1876.

Referred to the Committee on Railroads.

Mr. Smith, of the Nineteenth District, introduced a memorial of C. R. Ramsey, Esq., contestant for the seat of the Hon. Milton P. Reese, Senator from the Twenty-ninth District.

Read and referred to the Committee on Privileges and Elections.

Leave of absence was granted Mr. Corput, Mr. Wilson of the Eleventh District, Mr. Pope of the Twenty-second District and Mr. Hatcher.

The following communication was received from his Excellency, the Governor, through Mr. Warren, his Secretary, to-wit :

Mr President :

I am directed by the Governor to deliver to the Senate a communication in writing, with accompanying document.

On motion of Mr. Daley, the message of the Governor was taken up and read. It is as follows :

EXECUTIVE DEPARTMENT,
Atlanta, Ga., November 3, 1891.

To the General Assembly :

I have the honor to transmit the accompanying special report of the Hon. Wm. A. Little as Attorney-

General, made in obedience to the joint resolution of the General Assembly, approved October 19, 1891, requiring the Attorney-General to investigate and report the status of certain bonds, mentioned in a bill before the last General Assembly, and known as a substitute for House bills numbers 626 and 627.

It will be seen by this report that, in the opinion of the Attorney-General, all of the bonds referred to are legal and binding obligations of the State.

I respectfully refer the report and the important question involved therein to the General Assembly for action.

W J NORTEN.

On motion of Mr. Wooten, the bill to amend the charter of the city of Albany, referred yesterday to the Committee on Corporations, was withdrawn from the committee, and, after being read the second time, was recommitted to the Committee on Corporations.

The Senate having disposed of all business on the desk of the Secretary adjourned, on motion, until 10 o'clock A. M. to-morrow.

SENATE CHAMBER, ATLANTA, GEORGIA,
Saturday, November 5, 1892, 10 O'clock A. M.

The Senate met pursuant to adjournment, the President in the chair.

Prayer was offered by the Rev. Mr. Parks.

On motion of Mr. Blalock, the call of the roll was dispensed with.

The following Senators were granted leave of absence, viz. :

Messrs. Edwards, Sirmans, Wright of the Thirty-eighth District, Johnston, Reese, Fitzgerald, Monk, Scaife, Chambers.

Mr. Robinson, Chairman *pro tem.* of the Committee on Journals, reported the Journal correct. It was then read and approved by the Senate.

The following communication was received from his Excellency, the Governor, through Mr. Warren, his Secretary, to-wit :

Mr. President :

I am directed by the Governor to deliver to the Senate a communication in writing with accompanying document.

On motion of Mr. Hackett, the following message was taken up and read :

EXECUTIVE DEPARTMENT.
Atlanta, Ga., November 5, 1892.

To the General Assembly :

I have the honor to transmit herewith a communication from Hon. W. R. Hammond, a member of the Commission on the School for Colored Students under the patronage of the State, located at Savannah, Ga. I trust it may be the pleasure of the General Assembly to comply with the request in said communication referred to.

W. J. NORTEN.

The following is the communication mentioned in the foregoing message, to-wit :

ATLANTA, GA., November 3, 1892.

His Excellency, W. J. Northen, Governor of Georgia :

DEAR SIR--At a meeting of the Commission on the School for Colored Students, appointed by your Excellency under the act of the General Assembly, approved November 26, 1890, held in Savannah on the 2d instant, a resolution was passed requesting the General Assembly now in session to send a committee from their body to visit said school, located at Savannah, and make such report thereon as they might deem proper ; and I was requested, as a member of that commission, to convey to your Excellency the information that such resolution had been passed.

Hoping that you may see fit to make some recommendation thereon to the General Assembly at an early day, I am

Respectfully,

Your obedient servant,

W. R. HAMMOND.

The foregoing message and letter of Hon. W. R. Hammond were referred to the Committee on Education.

Mr. Wooten, Chairman of the Committee on Military Affairs, submitted the following report :

Mr. President :

Your Committee on Military Affairs beg leave to report that they have had under consideration the following bill, which they recommend do pass, to-wit :

A bill to be entitled an act to amend section 7 of an act to provide for the better organization, government and discipline of the volunteer troops of this State, etc., so as to enable the commanding officer of

a battalion to appoint in his discretion a chaplain of said battalion.

Respectfully submitted.

W E. WOOTEN, Chairman.

Mr. Robbe, Chairman *pro tem.* of the Committee on Rules, submitted the following report :

Mr. President :

The Committee on Rules beg leave to make the following report :

We have carefully read the former rules adopted by the Senate in 1890, these rules having been carefully prepared by Hon. Louis F Garrard, former Speaker of the House, and have been in constant use since 1884. We see no reason why there should be any material changes made in them.

We, therefore, recommend their adoption with this addition, that the following committees be added to the list of committees : Committees on Manufactures and Public Roads.

We attach hereto Exhibit A, containing a copy of the rules, which we recommend be adopted.

We also recommend that these rules be published in book form, giving at the same time a list of the committees, the name of each Senator, his district and postoffice ; also, names and postoffices of all the officers of the Senate.

Respectfully submitted.

C. A. ROBBE of 18th Dist.,
Chairman *pro tem.*

The foregoing report was adopted, and 200 copies

of the rules were ordered to be printed for the use of the Senate.

Under a suspension of the rules the following bills were introduced, read the first time and referred as respectively indicated, to-wit :

By Mr. Clay, the President—

A bill to define the elementary branches of an English education, as used in paragraph 1, section 1, article 8 of the Constitution of this State ; the pupils entitled to receive the benefit of the State Fund ; the examination of applicants for teachers' places in the common schools of this State, and for other purposes.

Referred to the Committee on Public Schools.

By Mr. Wooten—

A bill to amend an act entitled an act to organize and incorporate the Fourth Regiment of Georgia Volunteers ; to empower the said regiment to acquire, hold and dispose of property, real and personal ; to issue bonds and for other purposes, approved August 11, 1891, by providing for an additional Major, an Inspector of rifle practice, and conferring the rank of First Lieutenant on the Chaplain of said regiment.

Referred to the Committee on Military Affairs.

The following communication was submitted to the Senate by the President and read by the Secretary, to-wit :

ATLANTA, GA., November 5, 1892.

To the Members of the General Assembly :

The *Journal* has rented DeGive's Opera House for next Tuesday evening, November 8, for the pur-

pose of receiving and displaying the returns from the presidential election, perhaps the most important election ever known in the history of the American people.

The members of the Senate and House of Representatives are cordially invited to be present on that occasion, and seats will be reserved for them. The *Journal* will appreciate it if all who desire reserved seats will notify the *Journal* reporters who are in the Senate and House.

Respectfully,

H. H. CABANISS,
Business Manager.

On motion of Mr. Smith of the Thirty-fourth District, the Senate took a recess, in conformity with the provisions of a joint resolution, until 10 o'clock A. M. Thursday, November 10th inst.

SENATE CHAMBER, ATLANTA, GEORGIA,
Thursday, November 10, 1892, 10 O'clock A. M.

The Senate met pursuant to adjournment, the President in the chair.

Prayer was offered by Rev Chalmers Frazier.

On the call of the roll the following Senators answered to their names.

| | | |
|-------------|-----------|-----------------------|
| Blalock, | McAfee, | Smith of 15th Dist., |
| Chambers, | Matthews, | Smith of 19th Dist., |
| Corput, | Moore, | Smith of 34th Dist , |
| Crawford, | Persons, | Smith of 41st Dist., |
| Dennard, | Pope, | Thompson, |
| Edwards, | Reaves. | Whittaker, |
| Fitzgerald, | Reese, | Wilson of 11th Dist., |
| Hackett, | Robbe, | Wilcox, |

Hatcher,
Humphries,
Jenkins,
Johnson,

Robinson,
Russell,
Scaife,
Sirmans,

Wooten,
Wright of 1st Dist.,
Mr. President.

Mr. Robinson, Chairman *pro tem.* of the Committee on Journals, reported the Journal correct. It was then read and confirmed by the Senate.

Mr. Reese, Chairman of the General Judiciary Committee, submitted the following report.

Mr. President:

Your committee have had under consideration the following Senate bill which they instruct me to report back, with the recommendation that it do pass, to-wit :

A bill to be entitled an act to repeal an act approved August 14, 1891, entitled an act to provide a Board of Equalization of real and personal property

Also, the following Senate bill which they recommend do not pass, to-wit :

A bill to amend section 4083 of the Code, so as to allow persons distrained for rent to file an affidavit *in forma pauperis*.

Also, the following Senate bill which they recommend be reported back and referred to the Committee on Education, to-wit :

A bill to carry into effect section 5, paragraph 1, article 8 of the Constitution of Georgia.

Respectfully submitted.

M. P REESE, Chairman.

Mr. Smith, Chairman of the Committee on Corporations, submitted the following report :

Mr. President:

Your committee have had under consideration the following Senate bill which they instruct me to report back, with the recommendation that the same do pass as amended, to-wit :

A bill to amend the charter of the city of Albany, and for other purposes.

Respectfully submitted.

C. W. SMITH, 34th Dist., Chairman.

On motion of Mr. Hackett, leave of absence was granted Mr. Rembert on account of sickness in his family

On the call of the roll the following bills were introduced, read the first time and referred as respectively indicated, to-wit :

By Mr. Corput—

A bill to provide when judgments shall have and retain their liens as against third parties.

Referred to the General Judiciary Committee.

By Mr. Dennard—

A bill to amend section 5 of the General Local Option Liquor Law, approved September 18, 1885, by striking out the word "two" in the fifth line of said section and inserting in lieu thereof the word "four."

Referred to the Committee on Temperance.

By Mr. Hatcher—

A bill to amend section 1688 of the Code of 1882.

Referred to the General Judiciary Committee.

By Mr. Persons—

A bill to amend section 4711 of the Code of 1882, and for other purposes.

Referred to the General Judiciary Committee.

The following bill of the Senate, adversely reported by the General Judiciary Committee, was taken up and lost by agreement with said report, to-wit :

A bill to amend section 4080 of the Code, so as to allow persons distrained for rent, when they are unable to replevy the property levied on, by giving security for the eventual condemnation money, to make and file an affidavit *in forma pauperis*, and for other purposes.

The following bills of the Senate were read the second time and passed to a third reading, to-wit :

A bill to amend section 7 of an act to provide for the better organization, government and discipline of the volunteer troops of this State, so as to enable the commanding officer of a battalion to appoint, in his discretion, a chaplain of said battalion.

And a bill to repeal an act approved August 14, 1891, entitled an act to provide a Board of Equalization of real and personal property, subject to taxation in this State, and for other purposes.

The bill of the Senate to carry into effect section 5, paragraph 1, article 8 of the Constitution of Georgia

was transferred from the General Judiciary Committee, by recommendation of said committee, to the Committee on Education.

The privileges of the floor were extended to the Rev. J. M. Brittain and Hon. A. F. Pope of the county of Oglethorpe.

The Senate took up the report of the Committee on Corporations, on the bill of the Senate to amend the charter of the city of Albany, to create a Board of Water Commissioners, defining their powers and duties, and for other purposes.

The committee reported in favor of its passage with certain amendments which were agreed to, and the report, as amended, was agreed to.

The bill was read the third time and passed, as amended, by constitutional majority, there being ayes 29, nays 0.

The Senate having disposed of all business on the desk of the Secretary, adjourned, on motion, until 10 o'clock A. M. to-morrow.

SENATE CHAMBER, ATLANTA, GEORGIA,
Friday, November 11, 1892, 10 O'clock A. M.

The Senate met pursuant to adjournment, the President in the chair.

Prayer was offered by the Rev. Mr. Bryan, Representative from the county of Floyd.

On the call of the roll the following Senators answered to their names :

| | | |
|-------------|-----------|-----------------------|
| Blalock, | McAfee, | Smith of 15th Dist., |
| Chambers, | Matthews, | Smith of 19th Dist., |
| Corput, | Monk, | Smith of 34th Dist., |
| Crawford, | Moore, | Smith of 41st Dist., |
| Daley, | Persons, | Thompson, |
| Davis, | Pinson, | Whittaker, |
| Dennard, | Pope, | Wilson of 11th Dist., |
| Edwards, | Reaves, | Wilson of 13th Dist., |
| Fitzgerald, | Reese, | Wilcox, |
| Gholston, | Rembert, | Wooten, |
| Hackett, | Robbe, | Wright of 1st Dist., |
| Hatcher, | Robinson, | Wright of 38th Dist., |
| Humphries, | Russell, | Mr. President. |
| Jenkins, | Scaife, | |
| Johnson, | Sirmans, | |

Mr. Fitzgerald, Chairman of the Committee on Journals, reported the Journal correct. It was then read and approved by the Senate.

Mr. Reese, Chairman of the General Judiciary Committee, submitted the following report, to-wit :

Mr President:

Your committee have had under consideration the following Senate bills which they instruct me to report back, with the recommendation that the same do pass as amended, to-wit :

A bill to amend paragraph 1, section 282 of the Code of Georgia.

Also, a bill to amend section 3971 of the Code of 1882.

Also, a bill to amend section 3972 of the Code of 1882.

Also, a bill to amend section 1496 of the Code of Georgia.

Respectfully submitted,

M. P. REESE, Chairman.

Mr. Edwards, Chairman of the Committee on Special Judiciary, submitted the following report :

Mr. President :

Your committee have under consideration the following Senate bills which they instruct me to report back, with the recommendation that the same do pass, to-wit :

A bill to establish new terms, and regulate practice of returning cases and trying cases in the city court of Atlanta, and to amend act creating said court.

Also, a bill to repeal an act approved October 5, 1885, to amend an act to establish a county court for the county of Effingham.

Respectfully submitted,

E. F. EDWARDS, Chairman.

Mr. Smith, of the Fifteenth District, Chairman of the Committee on the Institution for the Deaf and Dumb submitted the following report :

Mr. President :

Your committee to whom was referred a bill to change the name of the Georgia Institution for the Education of the Deaf and Dumb, beg leave to recommend the same to pass.

Respectfully submitted,

T. J. SMITH, Chairman.

The following message was received from the House through Mr. Hardin, the Clerk :

Mr. President:

The House has adopted the following joint resolution in which the concurrence of the Senate is asked, to-wit:

A resolution, that the General Assembly of Georgia congratulate the Democracy of the United States upon the signal and complete triumph of democratic principles.

The following communication was received from his Excellency, the Governor, through Mr. Warren, his Secretary, to-wit :

Mr. President:

I am directed by the Governor to deliver to the Senate a sealed communication to which he respectfully invites the consideration of your honorable body in executive session.

On motion of Mr. Humphries, the Senate went into executive session and having spent some time therein returned to open session.

Leave of absence was granted Mr. Scaife on account of sickness, to Mr. Corput until Monday for sickness, and to Mr. Matthews.

Mr. Hackett offered a resolution adding Mr. Monk to the Committee on the Penitentiary, which was read and agreed to.

On motion of Mr. Wilson of the Thirteenth District, the Senate took up and concurred in a joint

resolution from the House congratulating the Democracy of the United States upon the signal and complete triumph of democratic principles.

On the further motion of Mr. Wilson of the Thirteenth District, this resolution was ordered immediately transmitted to the House of Representatives.

On the call of the roll the following bills were introduced, read the first time and referred as respectively indicated, to-wit :

By Mr. Chambers—

A bill to require clerks of Superior Courts of this State to keep a reverse index docket to the general execution docket, and to fix the compensation therefor.

Referred to the General Judiciary Committee.

By Mr. Persons—

A bill to repeal an act approved October 19, 1891, changing the manner of selecting Commissioners of Roads and Revenues in counties of the State where the same are now elected by the qualified voters of said counties, and for other purposes.

Referred to the General Judiciary Committee.

By Mr. Wilcox—

A bill to create a Board of Commissioners for the city of Darien, etc.

Also, by Mr. Wilcox—

A bill to amend an act to create a Board of Com-

missioners for the county of McIntosh and the city of Darien, etc.

Both of these bills were referred to the General Judiciary Committee.

*

By Mr. Davis—

A bill to create and organize a new Judicial Circuit of the Superior Courts of the State.

Referred to the General Judiciary Committee.

The following bills of the Senate were read the second time and passed to a third reading, to-wit :

A bill to repeal an act approved October 5, 1885, to amend an act to establish a County Court for the county of Effingham.

A bill to establish new terms and regulate practice of returning cases and trying cases in the City Court of Atlanta, and to amend the act creating said court.

A bill to change the name of the Georgia Institution for the Education of the Deaf and Dumb.

A bill to amend section 1496 of the Code of Georgia.

A bill to amend section 282, paragraph 1 of the Code of Georgia.

A bill to amend section 3971 of the Code of 1882.

A bill to amend section 3972 of the Code of 1882.

The following message was received from the House through Mr. Hardin, the Clerk :

Mr. President:

The House has adopted the following joint resolution, in which the concurrence of the Senate is asked, to-wit :

A resolution extending the use of the rotunda and halls of the ground floor of the capitol building to the Democrats of Georgia on Tuesday evening, the 15th instant, for the purpose of celebrating the glorious national, State and congressional democratic victories recently achieved.

This resolution was, on motion, taken up, read and concurred in.

At the hour of 11 o'clock A. M. the President announced that the period fixed by resolution of the Senate for memorial exercises in honor of the late Hon. Reuben Jones, Senator from the Ninth District, had arrived.

Whereupon Mr. Wilson, of the Thirteenth District, submitted the following memorial resolutions, viz. :

1. The Senate recognizes in the death of Hon. Reuben Jones, Senator from the Ninth District, a loss that is personal to each and every member of this body ; a loss of pleasant companionship, for he was the most genial, faithful and constant of friends ; a loss of good influence, for his life and conduct were such as inspired everything noble, exalted and ennobling, while the deep devotion of his christian character was such as cast a halo of loveliness upon the cause of the Master, at whose feet he sat, and from whose teachings he drew all his inspirations.

2. In the death of Senator Jones we recognize a loss to the community and to the church that will

not soon be forgotten, for as a man and a citizen he was fearless, firm and upright. He knew no touchstone but right, and he hated wrong with a loathing of which none but great minds are capable.

3. In his death we recognize a loss to the State that time will find it hard to repair, for he was a legislator wise in council, just in judgment, and his integrity and honesty of purpose were above all price.

4. In the presence of such a loss to his immediate family and kindred we are dumb, for only the stricken hearts can know the depths of despair that comes with the loss of such a husband, such a father and such a brother.

5. That in honor of our deceased brother, and in memory of his lamented death, the Senate now stand adjourned for the day

6. That a copy of these resolutions be furnished the family of the deceased.

After appropriate addresses by a number of Senators the foregoing memorial resolutions were submitted to the Senate and unanimously agreed to by a rising vote.

The President declared the Senate adjourned until 10 o'clock A. M. to-morrow by virtue of the memorial resolutions.

SENATE CHAMBER, ATLANTA, GEORGIA,
Saturday, November 12, 1892, 10 O'clock A. M.

The Senate met pursuant to adjournment, the President in the chair.

Prayer was offered by the Rev. G. B. Strickler, D. D.

On the call of the roll the following Senators answered to their names :

| | | |
|-------------|-----------|-----------------------|
| Blalock, | Johnson, | Sirmans, |
| Chambers, | Matthews, | Smith of 15th Dist., |
| Crawford, | Moore, | Smith of 19th Dist., |
| Daley, | Persons, | Smith of 34th Dist., |
| Davis, | Pinson, | Smith of 41st Dist., |
| Dennard, | Pope, | Whittaker, |
| Edwards, | Reaves, | Wilson of 11th Dist., |
| Fitzgerald, | Reese, | Wilson of 13th Dist., |
| Gholston, | Rembert, | Wilcox, |
| Hackett, | Robbe, | Wooten, |
| Hatcher, | Robinson, | Wright of 1st Dist., |
| Humphries, | Russell, | Wright of 38th Dist., |
| Jenkins, | Seafie, | Mr. President. |

Mr. Fitzgerald, Chairman of the Committee on Journals, reported the Journal correct. It was then read and confirmed by the Senate.

Leave of absence was granted Messrs. Robbe, Monk and McAfee until Monday morning next.

Mr. Reese, Chairman of the General Judiciary Committee, submitted the following report:

Mr. President :

Your committee have had under consideration the following Senate bill which they instruct me to report back, with the recommendation that the same do not pass, to-wit :

A bill to provide a general registration law for the State of Georgia.

Respectfully submitted,

M. P. REESE, Chairman.

Mr. Jenkins, Chairman Committee on Railroads, submitted the following report :

Mr. President:

Your committee have under consideration the following Senate bill which they instruct me to report back, with the recommendation that the same do pass, to-wit :

A bill to repeal an act to authorize the running of freight trains over the Georgia Railroad on Sunday

Respectfully submitted,

H. A. JENKINS, Chairman.

Mr. Wooten, Chairman Committee on Military Affairs, submitted the following report :

Mr. President:

Your committee have under consideration the following Senate bill which they instruct me to report back, with the recommendation that the same do pass, to-wit :

A bill to be entitled an act to amend an act entitled an act to organize and incorporate the Fourth Regiment of Georgia Volunteers: to empower the said regiment to acquire, hold and dispose of property real and personal; to issue bonds and for other purposes, approved August 11, 1891, by providing for an additional Major and Inspector of rifle practice, and conferring the rank of First Lieutenant on the Chaplain of said regiment.

Respectfully submitted,

W. E. WOOTEN, Chairman.

Mr. Hackett offered the following resolution, which was read and agreed to :

Resolved by the Senate, That Hon. W. A. Harris,

Secretary of the Senate, be authorized and requested to buy such number of suitable chairs as are necessary to supply the committee rooms of the Senate.

The following bills were read the second time and passed to a third reading, to-wit :

A bill to repeal an act to authorize the running of freight trains over the Georgia Railroad on Sundays ; and

A bill to amend an act to organize and incorporate the Fourth Regiment of Georgia Volunteers, etc., etc.

The bill to provide a general registration law for the State of Georgia was taken up under adverse report of the General Judiciary Committee and lost by agreement with said report.

The bill to amend paragraph 1, section 282 of the Code was taken up for a third reading and laid on the table temporarily, on motion of Mr. Edwards.

The Senate took up the report of the Special Judiciary Committee on the bill to establish new terms and regular practice of returning cases and trying cases in the city court of Atlanta, and to amend the act creating said court.

The report was agreed to and then reconsidered and amended on motion of Mr. Smith of the Thirty-fourth District, as follows, to-wit :

By adding a section to said bill to be known as section 12. The said court shall have two regular bailiffs, who shall receive for their services six hundred dollars per annum each, instead of the *per diem* of two dollars now provided by law ; such other

bailiffs may be employed as shall be deemed necessary by the judges of said court, whose pay shall be as now provided by law. Also to make section 12 of the bill section 13.

The report as amended was agreed to.

The bill was read the third time and passed as amended by constitutional majority, there being ayes 27, nays 0, and ordered to be immediately transmitted to the House.

The Senate took up the report of the General Judiciary Committee on the bill to amend section 3971 of the Code of 1882, etc.

The committee reported in favor of its passage, with an amendment, which was agreed to.

The report as amended was agreed to.

The bill was read the third time and passed, as amended, by constitutional majority, there being ayes 30, nays 0.

The Senate took up the report of the General Judiciary Committee on the bill to amend section 1496 of the Code of Georgia.

The committee reported in favor of its passage, with an amendment which was adopted, and the report as amended was agreed to.

The bill was read the third time and passed, as amended, by constitutional majority, there being ayes 26, nays 0.

On motion of Mr. Chambers, the report of the General Judiciary Committee on the bill to amend paragraph 1, section 282 of the Code of Georgia was

taken from the table. After discussion it was again, on motion, laid on the table.

The Senate took up the report of the Committee on the Institution for the Deaf and Dumb on the bill to change the name of the Georgia Institution for the Education of the Deaf and Dumb.

The report, which was favorable, was agreed to.

The bill was read the third time and passed by constitutional majority, there being ayes 27, nays 0.

The Senate took up the report of the General Judiciary Committee on the bill to amend section 3972 of the Code of 1882, etc.

The committee reported in favor of its passage with an amendment, which was adopted and the report agreed to.

The bill was read the third time and passed, as amended, by constitutional majority, there being ayes 24, nays 0.

Under a suspension of the rules, Mr. Pinson introduced the following bill, which was read the first time and referred to the Committee on Railroads, to-wit :

A bill to require railroads to post crossings of public dirt roads.

The Senate having disposed of all business on the desk of the Secretary, adjourned, on motion, until 10 o'clock A. M. Monday next.

SENATE CHAMBER, ATLANTA, GEORGIA,
Monday, November 14, 1892, 10 O'clock A. M.

The Senate met pursuant to adjournment, the President in the chair.

Prayer was offered by the Rev G. B. Strickler, D. D.

On the call of the roll the following Senators answered to their names :

| | | |
|-------------|-----------|-----------------------|
| Blalock, | Johnson, | Sirmans, |
| Chambers, | McAfee, | Smith of 15th Dist., |
| Corput, | Matthews, | Smith of 19th Dist., |
| Crawford, | Monk, | Smith of 34th Dist. |
| Daley, | Moore, | Smith of 41st Dist., |
| Davis, | Persons, | Thompson, |
| Dennard, | Pinson, | Whittaker, |
| Edwards, | Pope, | Wilson of 11th Dist., |
| Fitzgerald, | Reaves, | Wilson of 13th Dist., |
| Gholston, | Rembert, | Wilcox, |
| Hackett, | Robbe, | Wooten, |
| Hatcher, | Robinson, | Wright of 35th Dist., |
| Humphries, | Russell, | Mr. President. |
| Jenkins, | Scaife, | |

Mr. Fitzgerald, Chairman of the Committee on Journals, reported the journal correct. It was then read and approved by the Senate.

Leave of absence was granted Messrs. Reese and Edwards for this day, to Mr. Chambers for a few days on important business, and to Mr. Wilcox on account of sickness.

The following message was received from the House through Mr. Hardin, the Clerk :

Mr. President :

The House has passed by the requisite constitutional majority, the following House bills, to-wit :

A bill to amend the charter of the city of Griffin so as to create a Board of Police Commissioners, and for other purposes.

Also a bill to amend a charter of the city of Griffin so as to provide that a Board of Water and Light Commissioners shall be created, and for other purposes.

Mr. Robbe, Chairman of the Committee on Public Schools, submitted the following report :

Mr. President :

The committee have had under consideration the following Senate bill, which they report back, with the recommendation that the same do pass, to-wit :

A bill to be entitled an act to define the elementary branches of an English education, as used in paragraph 1, section 1, article 8 of the Constitution of this State ; the pupils entitled to receive the benefit of the State fund : the examination of applicants for teachers' places in the common schools of this State, and for other purposes.

Respectfully submitted.

C. A. ROBBE, Chairman.

On the call of the roll for the introduction of new matter the following bills were introduced, read the first time and referred as respectively indicated, to-wit :

By Mr. Hatcher—

A bill to facilitate the collection of judgments rendered by the courts of Georgia by providing for discovery from defendants under oath, and punishment for failure to answer, and for other purposes.

Referred to the General Judiciary Committee.

By Mr. Smith of the Thirty-fourth District—

A bill to provide for a Board of Equalization of real and personal property subject to taxation in this State.

Referred to the Committee on Finance.

The bill to define the elementary branches of an English education, as used in paragraph 1, section 1, article 8 of the Constitution of this State; the pupils entitled to receive the benefit of the State fund; the examination of applicants for teachers' places in the common schools of this State, and for other purposes, was read the second time and passed to a third reading.

Mr. Robbe introduced the following privileged resolution, which was read and agreed to, to-wit:

Resolved, That in addition to the committees already provided for, that a Committee on Hygiene be appointed.

The following bills of the House were read the first time and referred to the Committee on Corporations, to-wit:

A bill to amend an act establishing a charter for the city of Griffin, adopted February 14, 1876, and acts amendatory thereto, etc.

A bill to amend an act establishing a charter to the city of Griffin, adopted February 15, 1876, and the acts amendatory thereto, so as to provide that a Board of Police Commissioners shall be created, etc.

The Senate took up the report of the Committee on Railroads on the bill of the Senate to repeal an act to authorize the running of freight trains over the Georgia Railroad on Sundays.

The report, which was favorable, was agreed to.

The bill was read the third time and passed by constitutional majority, there being ayes 27, nays 0.

The Senate took up the report of the Committee on Military Affairs on the bill to amend section 7 of an act to provide for the better organization, government and discipline of the volunteer troops of this State, etc., so as to enable the commanding officer of a battalion to appoint, in his discretion, a Chaplain of said battalion.

The report, which was favorable, was agreed to.

The bill was read the third time and passed by constitutional majority, there being ayes 27, nays 0.

The Senate took up the report of the Committee on Military Affairs on the bill to be entitled an act to amend an act to organize and incorporate the Fourth Regiment of Georgia Volunteers ; to empower the said regiment to acquire, hold and dispose of property, real and personal ; to issue bonds, and for other purposes, approved August 11, 1891, by providing for an additional Major and Inspector of rifle practice and conferring the rank of First Lieutenant on the Chaplain of said regiment.

The report, which was favorable, was agreed to.

The bill was read the third time and passed by constitutional majority, there being ayes 27, nays 1.

The Senate having disposed of all business on the desk of the Secretary adjourned, on motion, until 10 o'clock A. M. to-morrow.

SENATE CHAMBER, ATLANTA, GEORGIA,
Tuesday, November 15, 1892, 10 O'clock A. M.

The Senate met pursuant to adjournment, the President in the chair.

Prayer was offered by the Rev Chalmers Frazier.

On the call of the roll the following Senators answered to their names :

| | | |
|-------------|-----------|-----------------------|
| Blalock, | McAfee. | Sirmans, |
| Chambers, | Matthews, | Smith of 15th Dist., |
| Corput, | Monk, | Smith of 19th Dist., |
| Daley, | Moore, | Smith of 34th Dist. |
| Davis, | Persons, | Smith of 41st Dist., |
| Dennard, | Pinson, | Thompson, |
| Edwards, | Pope, | Whittaker, |
| Fitzgerald, | Reaves, | Wilson of 11th Dist., |
| Gholston, | Reese, | Wilson of 13th Dist., |
| Hackett, | Rembert, | Wilcox, |
| Hatcher, | Robbe, | Wooten, |
| Humphries, | Robinson, | Wright of 1st Dist., |
| Jenkins, | Russell, | Wright of 38th Dist., |
| Johnson, | Scaife, | Mr. President. |

Mr. Robinson, Chairman *pro tem.* of the Committee on Journals, reported the Journal correct. It was then read and confirmed by the Senate.

The following message was received from the House through Mr. Hardin, the Clerk :

Mr President :

The House has passed the following House bills by the requisite constitutional majority, to-wit :

A bill to establish new terms and regulate the practice of returning and trying cases in the City Court of Atlanta, Georgia, and to amend the act establishing said court, passed December 15, 1871, and acts amendatory thereof, and for other purposes.

Also, a bill to authorize and empower the Governor of the State of Georgia and the Commissioners of Roads and Revenues of Baldwin county to exchange and convey one acre lots of land in the city of Milledgeville in the square upon which the Georgia Normal and Industrial College is located.

Also, a bill to amend an act to create and organize commissioners of Chatham county who shall be *ex officio* judges, to define their jurisdiction and duties, and for other purposes, by providing that the appointments by the Governor shall be of citizens recommended by the grand juries of the Superior Court of said county, and for other purposes, by providing for the election of said commissioners by the qualified voters of said county, and for other purposes.

The House has also adopted the following joint resolution in which the concurrence of the Senate is asked, to-wit :

A resolution that a Joint Committee consisting of five from the House and three from the Senate be appointed to examine the Convict Lease act of 1876,

as to whether said lease has not been violated, and report by bill or otherwise.

Mr. Humphries, Chairman of the Committee on Education, submitted the following report :

Mr. President :

Your Committee on Education, to whom was referred a bill to carry into effect section 5, paragraph 1, article 8 of the Constitution of this State, beg leave to report that the same do not pass.

Respectfully submitted.

W. S. HUMPHRIES, Chairman.

Mr. Reese, Chairman of the General Judiciary Committee, submitted the following report, to-wit :

Mr. President :

Your committee have had under consideration the following Senate bill which they instruct me to report back, with the recommendation that the same do not pass, to-wit :

A bill to repeal an act approved October 19, 1891, changing the manner of selecting Commissioners of Roads and Revenues of the State, in counties where the same are now elected by the qualified voters of said counties, and for other purposes.

Also, a bill to create a Board of Commissioners for the city of Darien, etc., which they instruct me to report back, with the recommendation that the same be referred to the Special Judiciary Committee.

Also, a bill to amend an act to create a Board of Commissioners for the county of McIntosh and the

city of Darien, etc., which they instruct me to report back with the recommendation that the same be referred to the Special Judiciary Committee.

Your committee recommend that Senator Persons of the Twenty-fifth District be added to the General Judiciary Committee.

Respectfully submitted.

M. P. REESE, Chairman.

The Senate adopted the foregoing report, adding Mr. Persons to the General Judiciary Committee.

The President announced the following as the Committee on Hygiene, viz.: Messrs. Robbe, Chairman, Wright of the Thirty-eighth District, Smith of the Fifteenth District, Humphries, Robinson, Russell, Wright of the First District, Wooten.

On motion of Mr. Wright of the First District the Senate took up the report of the Special Judiciary Committee on the bill to repeal an act approved October 5, 1885, to amend an act to establish a County Court for the county of Effingham.

Proof of legal notice was submitted to the Senate.

The report was agreed to.

The bill was read the third time and passed, by constitutional majority, there being ayes 30, nays 0.

Under a further suspension of the rules the Senate took up the report of the General Judiciary Committee on the bill of the Senate to repeal an act approved August 14, 1891, entitled an act to provide a Board of

Equalization of real and personal property subject to taxation in this State, and for other purposes.

The report was agreed to.

The bill was read the third time and passed by constitutional majority, there being ayes 29, nays 0.

The following bills, which were referred to the General Judiciary, were taken up under report of said committee and transferred to the committee on the Special Judiciary, to-wit:

A bill to create a Board of Commissioners for the city of Darien, etc.

And a bill to amend an act to create a Board of Commissioners for the county of McIntosh, and the city of Darien, etc.

The following bills adversely reported by committees were taken up and lost by agreement with said reports, to-wit:

A bill to carry into effect section 5, paragraph 1, article 8 of the Constitution of Georgia.

And a bill to repeal an act approved October 19, 1891, changing the manner of selecting Commissioners of Roads and Revenues in counties where the same are now elected by the qualified voters of said counties, and for other purposes.

The following bills of the House were read the first time and referred as respectively indicated, to-wit:

A bill to establish new terms and regulate the practice of returning and trying cases in the City Court

of Atlanta, Georgia, and to amend the act establishing said court, passed December 15, 1871, and acts amendatory thereof, and for other purposes.

Referred to the General Judiciary Committee.

A bill to authorize and empower the Governor of the State of Georgia and the Commissioners of Roads and Revenue of Baldwin county in said State to exchange and convey one acre lots of land in the city of Milledgeville in square upon which the Georgia Normal and Industrial College is located.

Referred to the Committee on Finance.

A bill to amend an act entitled an act to amend an act approved February 21, 1873, to create and organize commissioners of Chatham county who shall be *ex officio* judges, to define their jurisdiction and duties, and for other purposes, by providing that the appointments by the Governor shall be of citizens recommended by the grand juries of the Superior Court of said county, and for other purposes, by providing for the election of said commissioners by the qualified voters of said county, and for other purposes.

Referred to the Special Judiciary Committee.

A joint resolution from the House providing a Joint Committee to examine and report on the Convict Lease act of 1876.

Read and referred to the General Judiciary Committee.

The Senate took up the report of the Committee on Public Schools on the bill to define the elementary branches of an English education as used in paragraph 1, section 1, article 8 of the Constitution, etc.,

and for other purposes. After discussion this bill was recommitted to the Committee on Public Schools and one hundred copies of the same were ordered to be printed for the use of the Senate.

Under a suspension of the rules, the following bills were introduced, read the first time and referred as respectively indicated, to-wit:

By Mr. Whittaker—

A bill to prohibit any and all persons from trading with, hiring, harboring or in any way contracting with a minor child or children, without the written consent of parents or guardian, and for other purposes.

Referred to the General Judiciary Committee.

By Mr. Robbe—

A bill to define an act approved February 23, 1876, entitled an act to define and regulate the practice and mode of trial in certain chancery cases in this State, and for other purposes so as to make it apply to all civil courts of record in this State.

Referred to the General Judiciary Committee.

Also, by Mr. Robbe—

A bill to amend an act to regulate the trial of civil cases in Courts of Records of this State, and for other purposes.

Referred to the General Judiciary Committee.

By Mr. Edwards—

A bill to amend section 39 of the Common School Laws of Georgia which is an act entitled an act to

revise and consolidate the Common School Laws, and for other purposes approved October 27, 1887.

Referred to the Committee on Public Schools.

By Mr. Sirmans, by request—

A bill to amend an act to regulate the business of insurance in this State, and for other purposes, approved October 21, 1887

Referred to the Committee on Finance.

The Hon. A. B. Stevens was tendered a seat in the Senate during his stay in this city

The Senate having disposed of all business on the desk of the Secretary adjourned, on motion until 10 o'clock A. M. to-morrow.

SENATE CHAMBER, ATLANTA, GEORGIA,
Wednesday, November 16, 1892, 10 O'clock A. M.

The Senate met pursuant to adjournment, the President in the chair.

Prayer was offered by the Rev. Chalmers Frazier.

On the call of the roll the following Senators answered to their names :

| | | |
|-----------|-----------|-----------------------|
| Blalock, | McAfee, | Smith of 15th Dist., |
| Chambers, | Matthews, | Smith of 19th Dist., |
| Corput, | Monk, | Smith of 34th Dist., |
| Crawford, | Moore, | Smith of 41st Dist., |
| Daley, | Persons, | Thompson, |
| Davis, | Pinson, | Whittaker, |
| Dennard, | Pope, | Wilson of 11th Dist. |
| Edwards, | Reaves, | Wilson of 13th Dist., |

| | | |
|-------------|-----------|----------------------|
| Fitzgerald. | Reese. | Wilcox, |
| Gholston. | Rembert, | Wooten, |
| Hackett. | Robbe, | Wright of 1st Dist., |
| Hatcher, | Robinson, | Wright of 3rd Dist., |
| Humphries. | Russell. | Mr. President. |
| Jenkins, | Seafie, | |
| Johnson. | Sirmans. | |

Committee on Journals reported the Journal correct. It was then read and confirmed by the Senate

The following distinguished citizens were invited to seats in the Senate Chamber, to-wit: Mr. E. B. Russell of Cedartown, O. K. Jones, Charles Slaton, Dan Denmark, B. W. Bentley, Hon. D. R. Groover of Bulloch county, Dr. A. A. Smith, Col. E. A. Smith, Hon. J. S. Tyson, Mr. Speer of Americus, and R. A. Wilcox of Wilcox county

By request of Mr. Hackett, as Chairman of the Committee on Penitentiary, Mr. Wright of the First was added to that committee.

On motion of Mr. Hackett, leave of absence was granted the Committee on the Penitentiary after Thursday afternoon.

On motion of Mr. Smith of the Fifteenth District, leave of absence was granted the Committee on the Deaf and Dumb Institute after Thursday (to-morrow).

Leave of absence was granted Mr. Corput for the same period to enable him to be present with the Committee on the Deaf and Dumb Institute during their visit to the said institute.

The following message was received from the House through Mr. Hardin, the Clerk :

Mr. President :

The House has passed by the requisite constitutional majority, the following House bills, to-wit :

A bill to repeal an act entitled an act to change the manner of electing Commissioners of Roads and Revenues in counties of the State where the same are now elected by the qualified voters of said counties, and for other purposes, approved October 19, 1891.

Also, a bill to amend an act to charter the city of West End, of Fulton county, Georgia, approved November 1, 1889.

The House has also adopted the following joint resolutions in which the concurrence of the Senate is asked, to-wit :

A resolution requesting our Senators and Representatives in Congress to use their best efforts to secure the repeal of the ten per cent. tax on State banks.

Also a resolution inviting capital, etc., to Atlanta.

The House has also passed the following Senate bill by the requisite constitutional majority, to-wit :

A bill to amend the charter of the city of Albany, to create a Board of Water Commissioners, defining their powers and duties, and for other purposes.

Mr. Edwards, Chairman of the Special Judiciary Committee, submitted the following report :

Mr. President :

The Committee on Special Judiciary have had

under consideration the following Senate bills, which they instruct me to report back, with the recommendation that the same do pass, to-wit :

A bill to require the Board of Commissioners of Roads and Revenues of the county of Effingham to appoint election managers for the several election precincts of said county, and to require the Ordinary of said county to make such appointment in case said board shall fail to do so, etc.

Also, a bill to amend an act to create a Board of Commissioners for the county of McIntosh, and the city of Darien, etc.

Also, a bill to create a Board of Commissioners for the city of Darien, etc.

Also, the following House bill, to-wit :

A bill to amend an act entitled an act to amend an act, approved February 21, 1873, entitled an act to create and organize commissioners of Chatham county, who shall be *ex officio* judges to define their jurisdiction and duties, and for other purposes.

Respectfully submitted.

E. F. EDWARDS, Chairman.

Mr. Smith, Chairman of Committee on Corporations, submitted the following report :

Mr President :

Your committee have had under consideration the following House bill which they instruct me to report back, with the recommendation that the same do pass, to-wit :

A bill to be entitled an act to amend an act establishing a charter of the city of Griffin, adopted February 15, 1876, and the acts amendatory thereto, so as to provide that a Board of Police Commissioners shall be created.

Also, a bill to amend the charter of the city of Griffin, and for other purposes.

C. W. SMITH, Thirty-fourth District,
Chairman.

Mr. Robbe, Chairman Committee on Public Schools, submitted the following report :

Mr President :

Your committee have had under consideration the following Senate bill which they instruct me to report back, with the recommendation that same do pass, as amended, to-wit :

A bill to define the elementary branches of an English education as used in paragraph 1, section 1, article 8 of the Constitution of this State, etc.

Respectfully submitted,

C. A. ROBBE, Chairman.

Mr. Corput, Chairman of the Committee on Finance, submitted the following report :

Mr President :

The Committee on Finance have had under consideration the following Senate bill which they instruct me to report back, with the recommendation that the same be referred to the Committee on General Judiciary, to-wit :

A bill to provide for a Board of Equalization of real and personal property subject to taxation in this State, and for other purposes.

Respectfully submitted,

FELIX CORPUS, Chairman.

The following communication was received from his Excellency, the Governor, through Mr. Warren, his Secretary, to-wit :

Mr President :

I am directed by the Governor to deliver to the Senate communications in writing with accompanying documents.

The message of the Governor was read by direction of the President, and is as follows :

EXECUTIVE DEPARTMENT,
Atlanta, Ga., November 15, 1892.

To the General Assembly :

I have had occasion within the past few months to make some investigation into the condition of convicts sentenced to punishment in county chaingangs.

I respectfully suggest such legislation as will fully carry out the purpose of the law authorizing the hiring out of convicts sentenced to the county chain-gangs.

Under existing laws, misdemeanor convicts may be put to work on the public roads of the county in which they are sentenced ; or they may be hired to other counties, or to municipal corporations. I do not understand that the law makes provision for any other disposition of them. Yet in some sections of the State I find such convicts hired to irresponsible

individuals, who do not treat them with that humanity and care the law contemplates. Again, the law provides that "it shall be the duty of all persons having charge of chaingangs composed of persons, who have been convicted of misdemeanor and are working out their sentences, to keep a book in which shall be entered the names of the person or persons so under his charge, and at the end of each laboring day he shall record opposite the name of each their conduct during that day, and should it appear from this book that the conduct of any one has been good, and that he has been diligent in performing the work assigned to him, then such person's time of service and confinement shall be shortened four days in each and every month for the time of sentence." The State has no means of knowing that these enactments are obeyed. If not obeyed, convicts may be detained in prison longer than the judgment of the court demands, and held entirely at the mercy of those who control their labor. The State has no officer charged with the care and protection of county convicts against the authority and abuse of those who have them in control. The periodical investigations made by the grand juries are not sufficient to protect these prisoners from abuse. These convicts are the prisoners of the State, no less than the convicts in the penitentiary, who are guarded and cared for by a well equipped department of State. The county convicts need the State's care and constant watchfulness fully as much as the convicts in this penitentiary

I respectfully and earnestly suggest, therefore, that the General Assembly make such enactment as will thoroughly protect county convicts in their rights: and that you provide for the appointment of some official, whose duty it shall be to inspect the county chaingangs at proper intervals, to see that the laws are carried out, that the convicts are humanely

treated, and that they are fully credited with the time due them for their good conduct.

W J NORTEN.

The foregoing message was referred to the Committee on the Penitentiary

EXECUTIVE DEPARTMENT.
Atlanta, Ga., November 15, 1892.

To the General Assembly :

I have the honor to transmit hereby an invitation to the General Assembly to visit Chicago for the purpose of seeing the magnitude and importance of the approaching Exposition. The invitation is extended by Col. B. W. Wrenn, General Passenger Agent of the East Tennessee, Virginia and Georgia Railroad, in behalf of the railroads between Atlanta and Chicago, and reads as follows :

KNOXVILLE, TENN., November 14, 1892.

To His Excellency, Governor Northen, Atlanta, Ga.:

Recognizing the very great importance of our State being represented at the World's Fair, and believing that if the Legislature could witness the immense and indescribable buildings representing the nation as well as the principal States of the Union—except Georgia—they would, realizing the necessity, make the necessary appropriation, I would respectfully suggest that you recommend to the Legislature that they appoint a committee consisting of fifteen to twenty-five to visit Chicago. I am authorized by the railroads between Atlanta and Chicago, *via* Cincinnati, to tender the courtesies of their line to such committee. I would be pleased to accompany them. If the committee is appointed, they could leave At-

lanta at 1:30 P. M., and arrive in Chicago the next morning at 6:15: they could leave Chicago at 8:30 P. M., and arrive in Atlanta at 11:45 the next night. We would be delighted to have you go also. Please advise me if you take action in the matter.

I trust it may be the pleasure of the General Assembly to accept the invitation so generously tendered.

W J NORTHEN.

The following message of the Governor was also read by order of the President in the regular course of business:

EXECUTIVE DEPARTMENT,
Atlanta, Ga., November 15, 1892.

To the General Assembly:

I have the honor to transmit herewith a communication from Hon. Philip Cook, Secretary of State, which explains itself. The particular legislation rendered necessary by the recent adoption of the constitutional amendment, in regard to granting charters, will occur to the wisdom of the General Assembly

W J NORTHEN.

STATE OF GEORGIA,
Office Secretary of State,
Atlanta, Ga., November 14, 1892.

To His Excellency, W. J. Northen, Governor:

DEAR SIR—I deem it necessary to call your attention to the judicial sale of the following railroads in this State since the passage of the act of October 21, 1891:

“Macon City and Suburban Street Railroad Company,” sold and name changed to “The Macon Con-

solidated Street Railroad Company," and filed in this office May 17, 1892.

"Central City Street Railroad," sold and name changed to "Macon Electric Street Railroad Company," and filed in this office May 17, 1892.

"Coast Line Railroad Company," sold and name changed to "The Savannah, Thunderbolt and Isle of Hope Railway of Savannah, Georgia," and filed in this office July 15, 1892.

"Empire and Dublin Railroad," sold and name changed to "Oconee and Western Railroad Company," and filed in this office October 10, 1892.

The purchasers of these several roads have fully complied with the provisions of the law contained in sections 1689(v) and 1689(w) of the Code of 1882. The proviso to the 6th section of the act of 1891 declares "that such purchasers shall only operate said road until the meeting of the next General Assembly, when they shall be incorporated as other railroads in this State." The constitutional amendment recently adopted prohibits the legislature from granting railroad charters; and makes it the duty of this office to do so. The proviso referred to places the roads named in an awkward and uncertain position as to their rights and privileges; and my object in this communication is to request the Legislature to afford such relief as may lie within their power.

Respectfully,

PHILIP COOK,
Secretary of State.

This message was referred to the General Judiciary Committee.

Mr. Daley offered the following resolution, which was taken up, read and agreed to, viz.:

Resolved, That a joint committee consisting of three from the Senate and five from the House of Representatives be appointed to consider and report on the invitation extended by Col. B. W. Wrenn for a committee from the General Assembly to visit Chicago and inspect the World's Exposition Buildings.

The committee appointed by the President under this resolution consists of Messrs. Scaife, Daley and Robbe.

The following communication was received from his Excellency, the Governor, through Mr. Warren, his Secretary, to-wit :

Mr President :

I am directed by the Governor to deliver to the Senate a sealed communication to which he respectfully invites the consideration of your honorable body in executive session.

The Senate, on motion, went into executive session, and having spent some time therein, returned to open session.

The bill of the Senate to provide for a Board of Equalization of Real and Personal Property was transferred from the Committee on Finance and re-committed to the General Judiciary Committee.

The following bills of the Senate were read the second time and passed to a third reading, to-wit :

A bill to create a Board of Commissioners for the city of Darien.

A bill to require the Board of Commissioners of

Roads and Revenues of Effingham county to appoint election managers for the several election precincts of said county, and to require the ordinary of said county, to make such appointment in case said board shall fail to do so.

A bill to amend an act to create a Board of Commissioners for the county of McIntosh and the city of Darien.

The following bills of the House were read the second time and passed to a third reading, to-wit : ' .

A bill to amend an act to amend an act approved February 21, 1873, entitled an act to create and organize commissioners of Chatham county, who shall be *ex officio* judges, etc., and for other purposes.

A bill to amend an act establishing a charter to the city of Griffin, adopted February 15, 1876, etc., and for other purposes.

And a bill to amend an act establishing a charter to the city of Griffin, adopted February 15, 1876, relating to appointment of a Board of Police Commissioners, etc., and for other purposes.

On the call of the roll for the introduction of new matter the following bills were introduced, read the first time and referred as respectively indicated, to-wit :

By Mr. Russell—

A bill to amend sub-section 8 of section 1288 of the Code.

Referred to the Committee on Finance.

Also, by Mr. Russell—

A bill to amend section 1287 of the Code.

Referred to the General Judiciary Committee.

By Mr. Johnson—

A bill to amend an act to amend, revise and consolidate the common school laws of the State of Georgia.

Referred to the Committee on Education.

By Mr. Smith of the Thirty-fourth District—

A bill to establish a Board of Medical Examiners for the State of Georgia, etc.

Referred to the General Judiciary Committee.

By Mr. Scaife—

A bill to provide for appeals in *habeas corpus* cases, and for other purposes.

Referred to the General Judiciary Committee.

By Mr. Smith of the Thirty-fourth District—

A bill to amend section 1979 of the Code, etc., and for other purposes.

Referred to the General Judiciary Committee.

The following bills of the House were read the first time and referred as respectively indicated, to-wit:

A bill to amend the charter of the city of West End, approved November 1, 1889.

Referred to the Committee on Corporations.

A bill to change the manner of selecting Commissioners of Roads and Revenues in counties where the same are elected by the qualified voters of said counties and for other porposes, approved October 19, 1891, and for other purposes.

Referred to the General Judiciary Committee.

The resolution from the House inviting capital, etc., to Georgia was taken up, on motion of Mr. Edwards, and being read was concurred in.

A resolution from the House requesting our Senators and Representatives in Congress to use their best efforts to secure the repeal of the ten per cent. tax on State banks was also taken up, read and concurred in.

The Senate having disposed of all business on the desk of the Secretary, adjourned, on motion, until 10 o'clock A. M. to-morrow.

SENATE CHAMBER, ATLANTA, GEORGIA,
Thursday, November 17, 1892, 10 O'clock A. M.

The Senate met pursuant to adjournment, the President in the chair.

Prayer was offered by the Rev Chalmers Frazier.

On the call of the roll the following Senators answered to their names :

Blalock,
Chambers,
Corput,
Crawford,
Daley,

McAfee,
Matthews,
Monk,
Moore,
Persons.

Sirmans,
Smith of 15th Dist.,
Smith of 19th Dist.,
Smith of 34th Dist.,
Smith of 41st Dist.,

| | | |
|-------------|-----------|-----------------------|
| Davis, | Pinson, | Thompson, |
| Dennard, | Pope, | Whittaker, |
| Edwards, | Reaves, | Wilson of 11th Dist., |
| Fitzgerald, | Reese, | Wilson of 13th Dist., |
| Gholston, | Rembert, | Wilcox, |
| Backett, | Robbe, | Wooten, |
| Hatcher, | Robinson, | Wright of 1st Dist., |
| Humphries, | Russell, | Wright of 38th Dist., |
| Jenkins, | Scaife, | Mr. President. |
| Johnson, | | |

Mr. Robinson, Chairman *pro tem.* of the Committee on Journals, reported the Journal correct. It was then read and confirmed by the Senate.

Mr. Moore was by resolution added to the Committee on the Lunatic Asylum.

Leave of absence was granted the Committee on the Lunatic Asylum, commencing Monday and extending sufficiently to allow the committee time to visit the asylum.

By resolution of Mr. Wooten, the Hon. Henry Long and Colonel John Forrester were tendered seats in the Senate Chamber during their visit to the city

Leave of absence for a few days was granted Mr. Humphries.

Leave of absence was granted Colonel Wilson, Doorkeeper of the Senate, for a few days on account of sickness in his family

The following message was received from the House through Mr. Hardin, the Clerk :

Mr President :

The House has passed by the requisite constitutional majority the following House bill, to-wit:

An act to authorize an increase in the number of companies that constitute the Third Regiment of Georgia Volunteers, and to authorize an increase in the number of majors in said regiment.

The House has also adopted the following joint resolution, in which the concurrence of the Senate is asked, to-wit :

A resolution authorizing the Governor to employ a stenographer and to appropriate money to pay his salary when appointed.

Mr. Humphries, Chairman *pro tem.* of the General Judiciary Committee, submitted the following report:

Mr President :

Your committee have had under consideration the following Senate bills, which they instruct me to report back, with the recommendation that the same do not pass, to-wit :

A bill to prohibit any person from trading with, hiring, harboring or in any way contracting with a minor child or children, without the written consent of the parent or guardian, and to provide a penalty for the same.

Also, a bill to amend an act to regulate the procedure and facilitate the trial of civil cases in the Courts of Record of this State, and for other purposes.

Also, a bill to define an act approved February 23, 1876, to regulate the practice and mode of trial in certain chancery cases in this State, and for other purposes.

Also, a resolution to appoint a committee of five from the House and three from the Senate to examine the convict lease act of 1876, as to whether said lease has not been violated, which they instruct me to report back, with the recommendation that the Senate do concur in the same.

Respectfully submitted.

W. S. HUMPHRIES, Chairman *pro tem*.

Mr. Monk, Chairman of the Committee on Enrollment, submitted the following report :

Mr. President:

Your Committee on Enrollment report as properly enrolled and ready for the signatures of the President and Secretary of the Senate the following Senate bill, to-wit :

An act to amend the charter of the city of Albany ; to create a Board of Water Commissioners, defining their powers and duties, and for other purposes.

Respectfully submitted.

S. S. MONK, Chairman.

Mr. Daley, Chairman of the Committee on Privileges and Elections, submitted the following report :

Mr. President:

The Committee on Privileges and Elections, to whom was referred the memorial on Hon. C. R. Ramsey, contesting the right of Hon. Milton P. Reese to the seat now occupied by him as Senator from the Twenty-ninth Senatorial District of Georgia, beg leave to make the following report :

The contestant, through his attorneys-at-law, Messrs.

Bigby, Reed and Berry, ask leave to withdraw said contest, and your committee recommend that leave to withdraw be granted by the Senate.

Respectfully submitted.

A. F. DALEY, Chairman.

On motion of Mr. Hatcher, this report was adopted.

Mr. Wright, of the First District, offered the following resolution, which was taken up, read and agreed to :

WHEREAS, It is known to members of this Senate that Mr. C. R. Ramsey, of the county of Wilkes, claims to be duly and fairly elected Senator of the Twenty-ninth District ;

Resolved, therefore, That the Committee on Privileges and Elections are hereby instructed to make as thorough investigation of said claim as possible, and report the same back to the Senate.

Mr. Smith, of the Nineteenth District, offered the the following resolution, viz. :

A resolution providing a special committee of five to investigate the irregular transmission of the election returns of Lincoln county to the Secretary of State, with power to send for persons and papers, and report the facts to the Senate.

This resolution was taken up for action by the Senate, when, on motion of Mr. Hatcher, it was laid on the table.

On motion of Mr. Hackett, the Senate took up, read and concurred in the resolution of the House, that a joint committee of five from the House and three

from the Senate be appointed to examine the convict lease act of 1876, as to whether said act has been violated, and report by bill or otherwise.

The following bills of the House were read the first time and referred as indicated, to-wit :

A bill to authorize an increase in the number of companies that constitute the Third Regiment of Georgia Volunteers ; also, to authorize an increase in the number of majors in said regiment.

Referred to the Committee on Military Affairs.

A resolution authorizing the Governor to employ a stenographer and to appropriate money to pay his salary

Referred to the Committee on Finance.

The following bills of the Senate, reported adversely by committees, were taken up and lost by agreement with such reports, to-wit :

A bill to define an act approved February 23, 1876, entitled an act to define and regulate the practice and mode of trial in certain chancery causes, etc.

A bill to prohibit any and all persons from trading with, hiring or harboring or in any way contracting with minor children without written consent of parents or guardians.

A bill to regulate the procedure and facilitate the trial of civil cases in courts of record in this State.

The Senate took up the report of the Committee on Corporations on the bill of the House to amend an act establishing a charter to the city of Grif-

fin adopted February 15, 1876, and the act amendatory thereto, so as to provide for a Board of Water and Light Commissioners, etc., and for other purposes.

Proof of legal notice by publication was submitted to the Senate.

The report was agreed to.

The bill was read the third time and passed by constitutional majority, ayes 30, nays 0.

The Senate took up the report of the Committee on Corporations on the bill of the House to amend the charter of Griffin, adopted February 15, 1876, and acts amendatory thereto, so as to provide a Board of Police Commissioners, etc., and for other purposes.

Proof of legal notice was submitted.

The report was agreed to.

The bill was read the third time and passed, ayes 32, nays 0.

The Senate took up the report of the Special Judiciary Committee on the bill of the House to amend an act to amend an act approved February 21, 1873, entitled an act to create and organize commissioners of Chatham county who shall be *ex officio* judges, etc., by providing that appointments by the Governor shall be of citizens recommended by the grand juries of the Superior Court of said county and for other purposes, by providing for the election of said commissioners by the qualified voters of said county, and for other purposes.

Proof of legal notice was submitted.

The report was agreed to.

The bill was read the third time and passed, ayes 30, nays 0.

The Senate took up the report of the Special Judiciary Committee on the bill of the Senate to require the Board of Commissioners of Roads and Revenues of Effingham county to appoint election managers for the several election precincts of said county and require the Ordinary to make such appointments on failure of said board to do so.

Proof of legal notice was submitted.

The report was agreed to.

The bill was read the third time and passed, ayes 30, nays 0.

The Senate took up the report of the Special Judiciary Committee on the bill of the Senate to create a Board of Commissioners for the city of Darien, etc.

Proof of legal notice was submitted.

The report was agreed to.

The bill was read the third time and passed, ayes 30, nays 0.

The Senate took up the report of the Special Judiciary Committee on the bill to amend an act to create a Board of Commissioners for the county of McIntosh and the city of Darien, etc.

Proof of legal notice was submitted.

The report was agreed to.

The bill was read the third time and passed, ayes 29, nays 0.

The Senate took up the report of the Committee on Public Schools on the bill to define the elementary branches of an English education as used in paragraph 1, section 1, article 8 of the Constitution of this State ; the pupils entitled to receive the benefit of the State fund ; the examination of applicants for teachers' places in the common schools of this State, and for other purposes.

The committee reported in favor of its passage with the following amendment, which was adopted, viz. :

Amend section 2d by adding the following, to-wit :

Provided it shall not be necessary for students in the primary department of the common schools to pursue a majority of the studies enumerated in the preceding section, in order to be deemed common school pupils.

The report was agreed to.

The bill was read the third time and passed as amended, ayes 27, nays 0.

On the call of the roll the following bills were introduced, read the first time and referred as severally indicated, to-wit :

By Mr. Daley—

A bill to amend an act to define the offence of

blackmailing, to prescribe a penalty therefor, and for other purposes, approved October 3, 1887

Referred to the General Judiciary Committee.

By Mr. Smith of the Thirty-fourth District—

A bill to provide that in all the public schools of this State the Bible shall be read as part of the school exercises, daily, and no county, city or other municipal corporation shall be entitled to share in the Public School Fund unless the law is complied with, and for other purposes.

Referred to the Committee on Public Schools.

By Mr. Wooten—

A bill to provide for the examination of persons elected to or nominated for any commissioned office in the volunteer forces of this State, and for other purposes.

Referred to the Committee on Military Affairs.

By Mr. Clay—

A bill to so amend the new charter of Atlanta and amendatory acts as to provide that the Mayor and General Council of said city may regulate the opening and closing of wholesale and retail liquor houses in said city on election days whether for State, county or municipal elections including primary elections.

Referred to the Committee on Corporations.

Also, by Mr. Clay—

A bill to amend the charter of Atlanta so as to authorize the Mayor and General Council to regulate

the business of gas companies. etc., and for other purposes.

Referred to the Committee on Corporations.

The Senate having disposed of all business on the desk of the Secretary, adjourned, on motion until 10 o'clock A. M. to-morrow.

SENATE CHAMBER, ATLANTA, GEORGIA,
Friday, November 18, 1892, 10 O'clock A. M.

The Senate met pursuant to adjournment, the President in the chair.

Prayer was offered by Rev Mr. Cook in the absence of the Chaplain.

On motion of Mr. Reese, the roll call was dispensed with.

Mr. Wilcox, Chairman *pro tem.* of the Committee on Journals, reported the Journal correct. It was then read and confirmed by the Senate.

Leave of absence for Monday next was granted Messrs. Edwards, Daley, Wilson of the Eleventh District, and Dennard.

Mr. Reese, Chairman of the General Judiciary Committee, submitted the following report :

Mr President :

Your committee have had under consideration the following House bill which they instruct me to report

back, with the recommendation that the same do pass as amended, to-wit :

A bill to repeal an act entitled an act to change the manner of selecting Commissioners of Roads and Revenues in counties of the State where the same are now elected by the qualified voters of said counties, and for other purposes, approved October 19, 1891, and for other purposes.

Respectfully submitted.

M. P. REESE, Chairman.

The following message was received from the House through Mr. Hardin, the Clerk :

Mr President :

The House has passed, by the requisite constitutional majority, the following House bills, to-wit :

A bill to be entitled an act to amend an act entitled an act to allow pensions to certain Confederate widows, and for other purposes, approved December 23, 1890, so as to change the amount of the annual pension, and for other purposes.

Also, a bill to be entitled an act to amend the registration law of McIntosh county

Also, a bill to amend an act approved August 29, 1885, entitled an act to provide for the registration of voters to vote at municipal elections in the city of Savannah, and for other purposes.

On the call of the roll for the introduction of new matter, the following bills were introduced, read the first time and referred to the General Judiciary Committee, to-wit :

By Mr. Johnson—

A bill to provide for the payment of fines in bastardy cases to the Ordinary of the county, and for other purposes.

Mr. Robb, Chairman Finance Committee, submitted the following report :

Mr President :

Your committee have had under consideration the following House bill, which they instruct me to report back, with the recommendation that same do pass, to-wit :

A bill to be entitled an act to authorize the Governor of the State of Georgia and the Commissioners of Roads and Revenues of Baldwin county in said State to exchange and convey one acre lots of land in the city of Milledgeville, in squares, upon which the Georgia Normal and Industrial College is located.

Respectfully submitted.

C. A. ROBBE, Chairman *pro tem*.

The following bills of the House were read the first time and referred as indicated, to-wit :

A bill to amend the registration law of McIntosh county

Referred to the Special Judiciary Committee.

A bill to amend an act approved August 29, 1885, entitled an act to provide for the registration of voters to vote at municipal elections in the city of Savannah. and for other purposes, etc.

Referred to the Special Judiciary Committee.

A bill to amend an act to allow pensions to certain Confederate widows, and for other purposes, approved December 23, 1890, so as to change the amount of the annual pension, and for other purposes.

Referred to the Committee on Finance.

The following bills of the House were read the second time and passed to a third reading, to-wit:

A bill to repeal an act to change the manner of selecting Commissioners of Roads and Revenues in counties of this State where the same are elected by the qualified voters of said counties, and for other purposes, approved October 19, 1891, and for other purposes.

And, a bill to authorize and empower the Governor and the Commissioners of Roads and Revenues of Baldwin county to exchange and convey one acre lots of land in the city of Milledgeville in the square upon which the Georgia Normal and Industrial College is located.

The Senate having disposed of all business on the desk of the Secretary adjourned, on motion, until 10 o'clock A. M. Monday next.

SENATE CHAMBER, ATLANTA, GEORGIA,
Monday, November 21, 1892, 10 O'clock A. M.

The Senate met pursuant to adjournment, the President in the chair.

Prayer was offered by the Rev G. B. Strickler, D. D.

On the call of the roll the following Senators answered to their names :

| | | |
|-----------|----------------------|-----------------------|
| Chambers, | Moore, | Smith of 34th Dist., |
| Corput, | Persons, | Smith of 41st Dist., |
| Crawford, | Pinson, | Thompson, |
| Davis, | Pope, | Whittaker, |
| Edwards, | Reaves, | Wilson of 11th Dist., |
| Gholston, | Rembert, | Wilson of 13th Dist., |
| Hatcher, | Robbe, | Wilcox, |
| Johnson, | Robinson, | Wright of 38th Dist., |
| McAfee, | Russell, | Mr. President. |
| Matthews, | Scaife, | |
| Monk, | Smith of 15th Dist., | |

Mr. Robinson, Chairman *pro tem.* of the Committee on Journals, reported the journal correct. It was then read and confirmed by the Senate.

The following message was received from the House through Mr. Hardin, the Clerk:

Mr President :

The House has passed, by the requisite constitutional majority, the following House bills, to-wit :

A bill to be entitled an act to change the time of holding Hancock Superior Court, and for other purposes.

Also a bill to authorize the mayor and city council of Eatonton to establish and maintain a system of public schools for said city, to levy and collect a tax for the establishment and maintenance of the same, and for other purposes.

Also a bill to be entitled an act to repeal an act entitled an act to organize a county court in each of the counties of Calhoun, Baker, Quitman and Miller.

to define their jurisdiction, and for other purposes, approved March 2, 1874, so far as the same relates to the county of Quitman.

Also a bill to fix the compensation of the members of the County Board of Education of Elbert county, to provide for the payment of the same, and for other purposes.

Leave of absence was granted Messrs. Reese and Smith of the Nineteenth District for this day, and to Messrs. Hackett and Fitzgerald for a few days on account of sickness.

Mr. Smith of the Fifteenth District, Chairman of the Committee on the Institute for the Deaf and Dumb, submitted the following report :

Mr. President :

The Senate and House Committee on the Deaf and Dumb Institute beg to submit the following report :

Our committee, consisting of Senator Smith of the Fifteenth District, Chairman, Wright of the Thirty-eighth District, Moore and Blalock, and Representatives Smith of Telfair, Fulcher, Hurst, McLemore, Boyd, Furguson, Harrison of Crawford, Holbrook, Johnson of Clinch, Lumsden, Neal of Floyd, Neisler, Richards, Strickland, Sumner and Dempsey, left Atlanta on Thursday, November 17, at 1:30 P. M., by the East Tennessee, Virginia and Georgia Railroad, arriving at Cave Spring at 8 o'clock the same evening.

Friday was consumed by the committee in the work assigned to it. By appropriate sub-committees, each department of the institution was carefully inspected,

and the management and practical working of the same carefully examined.

The Sub-Committee on the Examination of Books and Vouchers of the Principal and Secretary and Treasurer did their work carefully and well, and report that the same are kept in good order, and that all moneys expended are accounted for by proper vouchers, examined and approved by the sub-committee.

The examination extended from the date of the last examination by the legislative committee, in November, 1890, up to September 1, 1892.

The books of the institution show two funds from which expenditures have been made. It appears that \$15,000 was appropriated by the last legislature as a building fund, to which has been added \$290, received from an insurance company, for insurance on building damaged by fire. All the above fund has been properly and judiciously expended, on approved vouchers, except \$35, which is now in the hands of the treasurer to the credit of the building fund. The support fund is the appropriation made for the maintenance of the institution from year to year. The last legislature appropriated for the two years 1891 and 1892 the sum of \$34,000, or \$17,000 annually, for the support of the institution, the same being advanced to the treasurer quarterly, in sums of \$4,250.

Upon a careful examination of the treasurer's books, and the approved vouchers of the principal and president of the board of trustees, it is found that \$1,896.15 has been expended up to September 30, 1892, in excess of the appropriation made for that time. This amount has been borrowed or drawn from the appropriation for the quarter beginning October 1, 1892, and will leave a deficiency of that amount (and possibly a little more) when the year closes.

We believe that the managers of the institution

have exercised economy and judgment in the expenditures of the money entrusted to them by the State. The conclusion, therefore, necessarily follows that the annual appropriation made for the last two years has been inadequate to meet the growing needs of this worthy and admirably managed institution.

We feel constrained to recommend that an appropriation be made to meet the above named deficiency, and that the annual appropriation for the next year be slightly increased. It is believed that no public institution in the State is more successfully or economically managed than the Institute for the Deaf and Dumb, and it seems only just that the State should make such provision for its support as is absolutely needed.

The present Legislature is asked to make certain appropriations for permanent improvements which the management of the institution think are necessary to properly provide for the wants of the inmates.

This is a matter to which the committee has given careful attention.

By appropriate sub-committees the buildings and grounds have been deliberately examined and certain conclusions reached.

It is the opinion of the committee that the Legislature should make the following appropriations, for the purposes named :

| | |
|---|-------------|
| For furnishing rooms in dormitory..... | \$ 800 00 |
| For increasing capacity of standpipes..... | 650 00 |
| For piping building for fire protection..... | 500 00 |
| For plumbing for boys and girls' lavatory..... | 500 00 |
| For repairs in building—colored department—new blinds for dormitory and new floor..... | 800 00 |
| For furniture for schools and otherwise..... | 1,000 00 |
| For drainage of grounds..... | 500 00 |
| For fencing..... | 250 00 |
| | <hr/> |
| | \$ 5,500 00 |

Several other items of appropriations have been

asked for by the managers of the institute that are desirable, and would add to the convenience and advantage of the inmates, but feeling an earnest desire to economize in every possible way, we are constrained to limit our recommendations for appropriations to the lowest possible amount.

Respectfully submitted.

T. J. SMITH, Fifteenth District,
Chairman.

On the call of the roll the following bills were introduced, read the first time and referred as severally, indicated, to-wit :

By Mr. Hatcher—

A bill to amend section 3149(a) of the Code as amended by acts of 1889, providing for creditors' bills against insolvent corporations, trader or firm of traders, and for other purposes.

Referred to the General Judiciary Committee.

By Mr. Robinson—

A bill to amend section 3406 of the Code so as to define where certain actions shall be brought against railroad companies.

Referred to the Committee on Railroads.

By Mr. Clay, President—

A bill to amend the act approved February 28, 1874, establishing a new charter for the city of Atlanta, and the various acts amendatory thereof, so as to authorize the issue of \$250,000 of the bonds of said city to complete and equip the water works, to authorize said city to make police and sanitary regu-

lations over the property, water, water-shed, land, etc., of the new water works, and to define the rank and priority of the lien of assessments for public improvements.

Referred to the Committee on Corporations.

The following bills of the House were read the first time and referred as indicated, to-wit :

A bill to repeal an act to organize a County Court in each of the counties of Calhoun, Baker, Quitman and Miller, to define their jurisdiction, and for other purposes, approved March 2, 1874, so far as the same relates to the county of Quitman.

Referred to the Special Judiciary Committee.

A bill to authorize the mayor and city council of Eatonton to establish and maintain a system of public schools for said city, to levy and collect a tax for same, and for other purposes.

Referred to the Committee on Public Schools.

A bill to change the time of holding Hancock Superior Court, to provide for two weeks' sessions, and for other purposes.

Referred to the Special Judiciary Committee.

A bill to fix the compensation of the members of the County Board of Education of Elbert county, to provide for payment of the same, and for other purposes.

Referred to the Committee on Finance.

The Senate took up the report of the Committee on Finance on the bill of the House to authorize and

empower the Governor of Georgia and the Commissioners of Roads and Revenues of Baldwin county and said State to exchange and convey one acre lots of land in the city of Milledgeville, in the square upon which the Georgia Normal and Industrial College is located.

The report was agreed to.

The bill was read the third time and passed, ayes 24, nays 0.

The Senate took up the report of the General Judiciary Committee on the bill of the House to change the manner of electing Commissioners of Roads and Revenues in counties of the State where the same are now elected by the qualified voters of said counties, and for other purposes, approved October 19, 1891, and for other purposes.

The committee reported in favor of its passage, with an amendment, which was adopted.

The report was agreed to.

The bill was read the third time and passed, as amended, by constitutional majority, ayes 23, nays 0.

The following invitation was submitted to the Senate by the President, and the invitation conveyed therein was accepted, to-wit :

ATLANTA, GEORGIA.

To the General Assembly of Georgia :

Inasmuch as the question of accepting the Confederate Soldiers Home is now pending, I have the honor, in behalf of the Board of Trustees, to invite the members of the General Assembly to visit the

home on Tuesday, the 22d instant, so that an inspection of the property may be had before action is taken as to its acceptance or rejection.

If the invitation is accepted, cars will be provided in front of the capitol at 3 o'clock P. M.

W. L. CALHOUN, President.

Mr. Scaife moved that the action of the Senate in regard to the adoption of a joint resolution providing for the appointment of a joint committee to visit Chicago be rescinded. This motion prevailed.

Mr. Scaife then moved that a committee of ten from the Senate and fifteen from the House be appointed to visit Chicago, etc.

Mr. Wilson, of the Thirteenth District, proposed to amend the motion of Mr. Scaife by providing that a committee of ten from the Senate be appointed by the President to act in conjunction with a committee already appointed by the House of Representatives.

The amendment was agreed to, and the motion, as amended, prevailed.

Senator Thompson was, on motion of the Chairman, Mr. Wilson of the Thirteenth District, added to the Committee on the Lunatic Asylum.

The Senate having disposed of all business on the desk of the Secretary adjourned, on motion, until 10 o'clock A. M. to-morrow.

SENATE CHAMBER, ATLANTA, GEORGIA,
Tuesday, November 22, 1892, 10 O'clock A. M.

The Senate met pursuant to adjournment, the President in the chair.

Prayer was offered by the Rev. M. F. Hurst, Representative from the county of Walton.

On the call of the roll the following Senators answered to their names :

| | | |
|------------|-----------|-----------------------|
| Blalock, | Jenkins, | Robinson, |
| Chambers, | Johnson, | Smith of 19th Dist., |
| Corput, | Matthews, | Smith of 34th Dist., |
| Crawford, | Monk, | Smith of 41st Dist., |
| Daley, | Moore, | Thompson, |
| Davis, | Persons, | Whittaker, |
| Edwards, | Pinson, | Wilson of 11th Dist., |
| Gholston, | Pope, | Wooten, |
| Hackett, | Reaves, | Wright of 1st Dist., |
| Hatcher, | Reese, | Wright of 38th Dist., |
| Humphries, | Rembert, | Mr. President. |

Mr. Robinson, Chairman *pro tem.* of the Committee on Journals, reported the same correct. It was then read and confirmed by the Senate.

The following message was received from the House through Mr. Hardin, the Clerk :

Mr President:

The House has passed, by the requisite constitutional majority, the following House bills, to-wit :

A bill to amend section 3419 of the Code of Georgia.

Also, a bill to amend an act creating the Commissioners of Roads and Revenues for Fulton county

Also, a bill to repeal an act entitled an act to provide for and require the registration of voters in Newton county

Also, a bill to amend the act establishing a Board of County Commissioners for Decatur county

Also, a bill to be entitled an act for the protection of the State Capitol Building, and for other purposes.

The House has also adopted the following joint resolution in which the concurrence of the Senate is asked, to-wit:

A resolution to refund Houston county's taxes of 1890, paid into the State Treasury through mistake.

The House has also passed the following Senate bills, by the requisite constitutional majority, to-wit:

A bill to be entitled an act to amend section 7 of an act to provide for the better organization, etc., of the volunteer troops of this State.

Also, a bill to be entitled an act to amend section 3972 of the Code of 1882, of this State.

Also, a bill to amend section 3971 of the Code of 1882, of Georgia.

Also, a bill to amend an act entitled an act to organize and incorporate the Fourth Regiment of Georgia Volunteers, and for other purposes.

Under a suspension of the rules Mr. Corput introduced the following bill which was read the first time

and referred to the General Judiciary Committee, to-wit :

A bill to authorize the Board of Commissioners of Roads and Revenues in the various counties where such board has been created, or the ordinaries or the judges of the Inferior Court in such counties as have such officers in charge of their roads and revenues, to bid in and hold property lawfully offered for sale by virtue of tax *fi. fas.*, and for other purposes.

The following bills of the House and resolution were read the first time and referred as indicated, to-wit :

A bill to repeal an act to provide for and require the registration of voters in Newton county, and for other purposes, approved September 22, 1887.

Referred to the Committee on the Special Judiciary

A bill for the protection of the State Capitol Building, the approaches thereto, the grounds thereof, the trees and shrubbery ; to authorize and empower the janitor and watchman to make arrests in certain cases ; to fix a penalty for moving, defacing or injuring the building or any property therein.

Referred to the General Judiciary Committee.

A bill to amend the act establishing a Board of County Commissioners for Decatur county, approved December 13, 1871, etc., and for other purposes.

Referred to the Special Judiciary Committee.

A bill to amend an act creating the Commissioners of Roads and Revenues for Fulton county, and the

acts amendatory thereof so as to provide for the election of said Commissioners by the duly qualified voters of said county, and for other purposes.

Referred to the Special Judiciary Committee.

A bill to amend section 3419 of the Code of Georgia.

Referred to the General Judiciary Committee.

A resolution to refund Houston county taxes of 1890 paid into the State Treasury by mistake.

Referred to the Committee on Finance.

Under a suspension of the rules the following bills were introduced by Mr. Clay, read the first time and referred to the General Judiciary Committee, to-wit :

A bill to amend sub-section (f) of an act to repeal paragraph 1 of section 3854 of the Code, etc., and for other purposes.

And a bill to enable the payees, holders or owners of promissory notes, or other debts or obligations for the payment of money, which may be secured by a deed conveying real estate or real estate and other property to a trustee or trustees, or by a mortgage creating a lien on real estate or real estate and other property to a trustee or trustees, to recover judgment or judgments on such debts and to have the same satisfied out of such property so conveyed or mortgaged, of the trustee, shall reconvey or release the sum to defendant or defendants, and that a lawful sale made of such property under such judgment or judgments, shall forever bar all right of redemption of the defendant or defendants and person or persons claim-

ing under him or them therein ; and fixing the rank of the judgment or judgments to each other and the relative rank of the lien of such judgments to each other which may be obtained on such debts so secured by two or more persons on such debts so secured by the same deed or mortgage as to the property conveyed in said deed or mortgage, etc.

The President announced the following Senators as the committee on the part of the Senate, to visit Chicago, to-wit': Messrs. Wilson of the Eleventh District, Scaife, Daley, Monk, Blalock, Gholston, Smith of the Thirty-fourth District, Robinson, Pope and Edwards.

The Senate having disposed of all business on the Desk of the Secretary, adjourned, on motion, until 10 o'clock A. M. to-morrow.

SENATE CHAMBER, ATLANTA, GEORGIA,
Wednesday, November 23, 1892, 10 O'clock A. M.

The Senate met pursuant to adjournment, the President in the chair.

Prayer was offered by the Rev. F. C. McConnell of Gainesville, Georgia.

On the call of the roll the following Senators answered to their names :

Chambers,
Corput,
Crawford,
Daley,
Davis,

Johnson,
Matthews,
Monk,
Moore,
Persons,

Smith of 15th Dist.,
Smith of 19th Dist.,
Smith of 34th Dist.,
Smith of 41st Dist.,
Whittaker,

| | | |
|-------------|-----------|-----------------------|
| Edwards, | Pinson, | Wilson of 11th Dist., |
| Fitzgerald, | Pope, | Wooten, |
| Gholston, | Reaves, | Wright of 1st Dist., |
| Hackett, | Reese, | Wright of 38th Dist., |
| Hatcher, | Rembert, | Mr. President. |
| Humphries, | Robinson, | |
| Jenkins, | Scaife, | |

Mr. Fitzgerald, Chairman of the Committee on Journals, reported the Journal correct. It was then read and confirmed by the Senate.

The following communication was received from his Excellency, the Governor, through Mr. Warren, his Secretary, to-wit :

Mr President:

I am directed by the Governor to deliver to the Senate a sealed communication, to which he respectfully invites the consideration of your honorable body in executive session.

The following message was received from his Excellency, the Governor, through W H. Harrison, Secretary of the Executive Department :

Mr President:

The Governor has approved and signed the following act of the General Assembly :

An act to amend the charter of the city of Albany, to create a Board of Water Commissioners, defining their powers and duties, and for other purposes.

Mr. Edwards, Chairman of the Committee on Special Judiciary, submitted the following report :

Mr. President:

The Committee on Special Judiciary have had

under consideration the following House bill which they instruct me to report back, with the recommendation that same do pass as amended, to-wit :

A bill to be entitled an act to establish new terms and regulate the practice of returning and trying cases in the City Court of Atlanta, Ga., and to amend the act establishing said court, approved December 15, 1871, and acts amendatory thereof, etc.

Respectfully submitted.

E. F. EDWARDS, Chairman.

Mr. Reese, Chairman of the General Judiciary Committee, submitted the following report :

Mr President:

Your committee have had under consideration the following Senate bills which they instruct me to report back, with the recommendation that the same do pass, to-wit :

A bill to provide for the payment of fines in bastardy cases to the Ordinary of the county, and for other purposes.

Also, a bill to amend section 1979 of the Code of Georgia.

Also, a bill to amend an act to define the offence of blackmail, to prescribe a penalty therefor, and for other purposes, which they recommend do pass as amended.

Also, a bill to provide when judgments shall have and retain their liens as against third parties, which they instruct me to report back, with the recommen-

dation that the introducer have leave to withdraw the same.

Also, a bill to provide a Board of Equalization of Real and Personal Property in this State, which they recommend do not pass.

Also, a bill to amend an act entitled an act to amend the County Court laws of this State, to regulate the mode of procuring jurors in said courts, to provide for their compensation, and for other purposes, approved September 27, 1881, which they recommend do not pass.

Respectfully submitted.

M. P REESE, Chairman.

Mr. Monk, Chairman of the Committee on Enrollment, submitted the following report:

Mr. President:

Your Committee on Enrollment report as properly enrolled, and ready for the signatures of the President and Secretary of the Senate, the following Senate acts, to-wit:

An act to amend section 3971 of the Code of 1882, by adding, after the word "sheriff" in the fourth line from the bottom, the following words, "or their lawful deputies."

Also, an act to amend section 3972 of the Code of 1882, by inserting after the word "sheriff," in the second line from the top, the words "or his lawful deputy," and by adding after the word "sheriff," in the sixth line from the top, the words "or his lawful deputy "

Also, an act to amend section 7 of an act to provide for the better organization, government and discipline of the volunteer troops of this State, etc., so as to enable the commanding officer of a battalion to appoint in his discretion a chaplain of said battalion.

Also, an act to amend an act entitled an act to organize and incorporate the Fourth Regiment of Georgia Volunteers, to empower the said regiment to acquire, hold and dispose of property, real and personal; to issue bonds, and for other purposes, approved August 11, 1891, by providing for an additional major, an inspector of rifle practice, and conferring the rank of first-lieutenant on the chaplain of said regiment.

Respectfully submitted,

S. S. MONK, Chairman.

Mr. Corput, Chairman of the Committee on Finance, submitted the following report:

Mr. President:

Your committee have had under consideration the following House bill, which they instruct me to report back, with the recommendation that the same do pass, to-wit:

A bill to fix the compensation of the members of the County Board of Education of Elbert county, to provide for the payment of the same, and for other purposes.

Respectfully submitted,

FELIX CORPUT, Chairman.

Mr. Smith, Chairman of the Committee on Corporations, submitted the following report:

Mr President:

Your committee have had under consideration the following House bill which they instruct me to report back, with the recommendation that the same do pass, to-wit :

A bill to be entitled an act to amend an act to charter the city of West End, of Fulton county, Georgia, approved November 1, 1889.

Also, the following Senate bill which they instruct me to report back, with the recommendation that the author have the privilege to withdraw same, to-wit:

A bill to be entitled an act to amend an act approved February 28, 1874, establishing a new charter for the city of Atlanta, and the various acts amendatory thereto, so as to provide that the mayor and general council of said city may regulate the opening and closing wholesale and retail liquor houses in the city of Atlanta, on election days, whether for State, county, or municipal elections, including also primary elections.

Respectfully submitted.

C. W SMITH, Chairman.

The Senate, on motion of Mr. Scaife, went into executive session, and having spent some time therein, returned to open session.

The following bills of the Senate were read the second time and passed to a third reading, to-wit:

A bill to amend section 1979 of the Code of Georgia.

A bill to amend an act to define the offence of

blackmailing, to prescribe a penalty therefor, and for other purposes, approved October 3, 1887.

And a bill to provide for the payment of fines in bastardy cases to the ordinary of the county, and for other purposes.

The following Senate bills were withdrawn by consent of the Senate, to-wit:

A bill to provide when judgments shall have and retain their liens as against third parties.

And a bill to amend the charter of the city of Atlanta relative to the closing and opening wholesale and retail liquor houses on election days.

The following bills of the Senate were taken up under adverse report of committees and lost by agreement with said reports, to-wit:

A bill to provide for a Board of Equalization of real and personal property, subject to taxation.

And a bill to amend an act to amend the County Court laws of this State, etc.

On motion of Mr. Wooten, the following bills were withdrawn from the Committee on Military Affairs, and after being read the second time, were recommitted to said committee, to-wit:

A bill of the House to authorize an increase in the number of companies that constitute the Third Regiment of Georgia Volunteers, etc.

And a bill of the Senate to provide for the examination of persons elected to or nominated for any

commissioned officers in the volunteer forces of this State, and for other purposes.

The following bills of the House were read the second time and passed to a third reading, to-wit:

A bill to amend an act to amend the charter of the city of West End, of Fulton county, Georgia, approved November 1, 1891.

A bill to establish new terms and regulate the practice of returning and trying cases in the City Court of Atlanta, Ga., etc., and for other purposes.

And a bill to fix the compensation of the members of the County Board of Education of Elbert county, etc., and for other purposes.

On motion of Mr. Wilson of the Eleventh District, leave of absence from Thursday morning to Saturday evening was granted members of the committee on the part of the Senate to visit the city of Chicago.

On motion of Mr. Wright of the Thirty-Eighth District, leave of absence was granted the Committee on the Asylum for the Blind to visit that institution for Friday and Saturday next.

The following bills were introduced, read the first time and referred as indicated, to-wit :

By Mr. Corput—

A bill to amend the several acts incorporating the village of Cave Spring in the county of Floyd, and for other purposes.

Referred to the Committee on Corporations.

Also, by Mr. Corput—

A bill to amend the several acts incorporating the village of Cave Spring, to provide for registration of legal voters, etc., and for other purposes.

Referred to Committee on Corporations.

Also, by Mr. Corput—

A bill to amend the several acts incorporating the village of Cave Spring, to regulate the collection of street taxes, etc., and for other purposes.

Referred to the Committee on Corporations.

Also, by Mr. Corput—

A bill to define the qualifications of locomotive engineers and to provide for licensing such engineers.

Referred to Committee on Railroads.

By Mr. Wooten—

A bill to amend section 3 of an act approved October 13, 1885, amending an act approved October 16, 1879, providing for the better organization, government and discipline of the volunteer troops of this State, and for other purposes.

Referred to Committee on Military Affairs.

The Senate having disposed of all business on the desk of the Secretary adjourned, on motion, until 10 o'clock A. M. to-morrow

SENATE CHAMBER, ATLANTA, GEORGIA,
Thursday, November 24, 1892, 10 O'clock A. M.

The Senate met pursuant to adjournment, the President in the chair.

Prayer was offered by the Rev. Mr. Bryan, Representative from the county of Floyd.

On the call of the roll the following Senators answered to their names.

| | | |
|-------------|-----------|-----------------------|
| Chambers, | McAfee, | Smith of 19th Dist., |
| Corput, | Matthews, | Smith of 41st Dist., |
| Crawford, | Moore, | Thompson, |
| Davis, | Persons, | Whittaker, |
| Dennard, | Pinson, | Wilson of 13th Dist., |
| Fitzgerald, | Pope, | Wilcox, |
| Hackett, | Reaves, | Wooten, |
| Hatcher, | Reese, | Wright of 1st Dist., |
| Humphries, | Rembert, | Wright of 38th Dist., |
| Jenkins, | Robbe, | Mr. President. |
| Johnson, | Sirmans, | |

Mr. Fitzgerald, Chairman of the Committee on Journals, reported the Journal correct. It was then read and confirmed by the Senate.

Mr. Reese, Chairman of the General Judiciary Committee, submitted the following report, to-wit :

Mr. President :

Your committee have had under consideration the following Senate bills which they instruct me to report back, with the recommendation that the same do pass as amended, to-wit :

A bill to establish a Board of Medical Examiners for the State of Georgia.

Also, a bill to authorize the Board of Commissioners of Roads and Revenues in the various counties of this State, or the ordinaries or judges of the Inferior Courts in counties where such officers have charge of their roads and revenues, to bid in and hold property lawfully offered for sale by virtue of tax *fi. fas.*, and for other purposes.

Respectfully submitted.

M. P. REESE, Chairman.

Mr. Wright, First District, Chairman of Committee on Temperance, submitted the following report :

Mr President :

Your committee have had under consideration the following Senate bill which they instruct me to report back, with the recommendation that the same do pass, to-wit :

A bill to amend section 5 of the General Local Option Liquor Law of this State, approved September 18, 1885.

Respectfully submitted.

H. G. WRIGHT, 1st Dist., Chairman.

The following bills of the Senate were read the second time and passed to a third reading, to-wit :

A bill to establish a Board of Medical Examiners for the State of Georgia.

A bill to amend section 5 of the General Local Option Law approved September 18, 1885, etc.; and

A bill to authorize the Board of Commissioners of Roads and Revenues in the various counties where such board has been created, or the ordinaries or the judges of the Inferior Courts in such counties as have such officers in charge of their roads and revenues, to bid for and hold property lawfully offered for sale by virtue of tax *fi. fas.*, and for other purposes.

On motion of Mr. Fitzgerald the following bills of the Senate pending before the Committee on Corporations were recalled from said committee and being read the second time were recommitted to the Committee on Corporations, to-wit :

A bill to amend the several acts incorporating the village of Cave Spring, in the county of Floyd, to provide for the registration of legal voters, etc., and for other purposes.

A bill to amend the several acts incorporating the village of Cave Spring, to define the duties and powers of the mayor, councilmen, marshal and recorder, and for other purposes.

And, a bill to amend the several acts incorporating the village of Cave Spring, to regulate the collection of street taxes, and for other purposes.

On motion of Mr. Wooten the following bill of the Senate was withdrawn from the Committee on Military Affairs, and being read the second time was recommitted to the said committee, to-wit :

A bill to amend section 3 of an act approved October 13, 1885, amending an act approved October 16, 1879, providing for the better organization, government and discipline of the volunteer troops of this State, etc., and for other purposes.

The following message was received from the House through Mr. Hardin, the Clerk :

Mr. President :

The House has adopted a joint resolution in which the concurrence of the Senate is asked.

A resolution appointing a joint committee to consist of two from the Senate, and three from the House to visit the school located at Savannah under act approved November 20, 1890, for colored students and report thereon to the General Assembly

The following bills were introduced, read the first time and referred as indicated, to-wit :

By Mr. Persons—

A bill requiring insurance companies to pay the full insurance contracted for on buildings in case of loss, and requiring the value of a building insured, to be determined before a policy of insurance is issued thereon.

Referred to the General Judiciary Committee.

By Mr. Johnson—

A bill to repeal an act to prescribe the time of residence in this State and of the counties therein, of all persons making application for divorce to the courts of this State, and for other purposes.

Referred to the General Judiciary Committee.

By Mr. Wright of the First District—

A bill to repeal an act approved October 5, 1885, to

amend an act to authorize a County Court for the county of Effingham.

Referred to the Special Judiciary Committee.

Also, a bill to amend section 1286 of the Code of 1882.

Also, a bill to amend an act approved March 5, 1856, entitled an act to incorporate a town to be called Warsaw, etc., and for other purposes.

Referred to the Special Judiciary Committee.

Leave of absence was granted Mr. Russell of the Fourth District and to Mr. Covey, the gallery keeper of the Senate.

The Senate took up the report of the Committee on Corporations on the bill of the House to amend an act to charter the city of West End, of Fulton county, Georgia, approved November 1, 1889.

Proof of legal notice was submitted.

The report was agreed to.

The bill was read the third time and passed. ayes 30, nays 0.

The Senate took up the report of the Special Judiciary Committee on the bill of the House to establish new terms and regulate the practice of returning and trying cases in the City Court of Atlanta, Ga., and to amend the act establishing said court, passed December 15, 1871, and acts amendatory thereof, and for other purposes.

Proof of legal notice was submitted.

The committee reported in favor of its passage with an amendment which was adopted.

The report was agreed to.

The bill was read the third time and passed as amended, ayes 30, nays 0.

The resolution of the House to appoint a joint committee to visit the college located at Savannah, established under the Acts approved November 20, 1890, was taken up, read, concurred in and the President appointed thereunder on the part of the Senate Messrs. Johnson and Davis.

The Senate took up the report of the General Judiciary Committee on the bill of the Senate to provide for the payment of fines in bastardy cases to the ordinary of the county, and for other purposes.

The report was agreed to.

The bill was read the third time and passed, ayes 28, nays 0.

The Senate took up the report of the General Judiciary Committee on the bill of the Senate to amend section 1979 of the Code of Georgia.

The report was agreed to.

The bill was read the third time and passed, ayes 30, nays 0.

The Senate took up the report of the General Judiciary Committee on the bill of the Senate to amend an act to define the offence of blackmail, to prescribe a penalty therefor, and for other purposes, approved October 3, 1887

The report was agreed to.

The bill was read the third time and passed, ayes 30, nays 0.

The Senate having disposed of all business on the desk of the Secretary, adjourned, on motion, until 10 o'clock A. M. to-morrow.

— —

SENATE CHAMBER, ATLANTA, GEORGIA,
Friday, November 25, 1892, 10 O'clock A. M.

The Senate met pursuant to adjournment, the President in the chair.

Prayer was offered by the Rev. R. A. Eakes, Chaplain of the House.

On the call of the roll the following Senators answered to their names:

| | | |
|-------------|-----------|-----------------------|
| Chambers, | Jenkins, | Robbe, |
| Corput, | Johnson, | Sirmans, |
| Crawford, | McAfee, | Whittaker, |
| Davis, | Matthews, | Wilson of 13th Dist., |
| Dennard, | Moore, | Wilcox, |
| Fitzgerald, | Persons, | Wooten, |
| Hackett, | Pinson, | Wright of 1st Dist., |
| Hatcher, | Reaves, | Mr. President. |
| Humphries, | Reese, | |

Mr. Fitzgerald, Chairman of the Committee on Journals, reported the Journal correct. It was then read and confirmed by the Senate.

Leave of absence was granted Messrs. Crawford and Dennard, for a few days after to-day, and to

Messrs. McAfee, Rembert, Corput and Wooten, for tomorrow.

Under a suspension of the rules, Mr. Wooten introduced a bill to authorize the establishment of a system of public schools for the city of Albany, and for other purposes.

This bill was referred to the Committee on Public Schools.

Mr. Wright introduced a joint resolution requesting our Senators and Representatives in Congress to support what is known as the "Hatch Bill," which was taken up, read and concurred in.

Mr. Persons, Chairman *pro tem.* of the Committee on Enrollment, submitted the following report:

Mr. President :

The Committee on Enrollment report as duly enrolled, and signed by the Speaker and Clerk of the House, and ready for the signatures of the President and Secretary of the Senate, the following House act, to-wit:

An act to repeal an act entitled an act to change the manner of selecting Commissioners of Roads and Revenues in counties of the State where the same are now elected by the qualified voters of said counties, and for other purposes, approved October 19, 1891.

Respectfully submitted,

A. P. PERSONS, Chairman *pro tem.*

Mr. Corput, Chairman of the Committee on Finance, submitted the following report:

Mr. President:

Your committee have had under consideration the following House resolution, which they instruct me to report back, with the recommendation that the same do pass, to-wit:

A resolution to refund Houston county taxes of 1890, paid into the State treasury through mistake.

Also, the following Senate bill, which they instruct me to report back, with the recommendation that the same be recommitted to the General Judiciary Committee, to-wit:

A bill to be entitled an act to amend an act entitled an act to regulate the business of insurance in this State, and for other purposes, approved October 21, 1887.

Respectfully submitted,

FELIX CORPUT, Chairman.

Mr. Reese, Chairman of the General Judiciary Committee, submitted the following report:

Mr President:

Your committee have had under consideration the following Senate bills, which they instruct me to report back, with the recommendation that the same do pass, to-wit:

A bill to repeal an act entitled an act to amend section 1455 of the Code of Georgia of 1882, which provides for the submitting to the lawful voters of any county in this State, upon the petition of fifty freeholders, the question of fence or no fence, and for other purposes, approved September 5, 1882.

Also, a bill to require clerks of the Superior Courts of this State, to keep reverse index dockets to the general executive docket.

Also, a bill to amend section 4711 of the Code of 1882, and for other purposes, which they recommend. do pass by substitute.

Respectfully submitted.

M. P. REESE, Chairman.

Mr. Persons, Chairman *pro tem*. Special Judiciary Committee, made the following report :

Mr. President :

Your Committee on Special Judiciary beg leave to submit the following report :

We recommend the following Senate bill do pass :

A bill to be entitled an act to repeal an act approved October 5, 1885, to amend an act to establish a County Court for the county of Effingham.

We recommend that the following Senate bill be referred to the General Judiciary Committee :

A bill to be entitled an act to amend section 1286 of the Code of Georgia.

Respectfully submitted,

A. P. PERSONS, Chairman *pro tem*.

Mr. Humphries, Chairman of Committee on Education, submitted the following report :

Mr. President :

The Committee on Education have had under con-

sideration the following Senate bill which they instruct me to report back, with the recommendation that the same do pass, to-wit :

A bill to be entitled an act to authorize the establishment of a system of public schools in the city of Albany, Ga., to provide for acquiring property and buildings, raising means to maintain said school, etc.

Respectfully submitted.

W S. HUMPHRIES, Chairman.

The bill of the house to amend an act creating the Commissioners of Roads and Revenues for Fulton county, and the acts amendatory thereof, so as to provide for the election of said commissioners by the duly qualified voters of said county, and for other purposes, was, on motion of Mr. Clay, read the second time and recommitted to the Special Judiciary Committee.

The following bills of the Senate were transferred to the General Judiciary Committee, to-wit :

A bill to amend an act to regulate the business of insurance in this State.

And a bill to amend section 1286 of the Code of Georgia.

The following bills of the Senate were read the second time and passed to a third reading, to-wit :

A bill to repeal an act to amend section 1455 of the Code of Georgia of 1882.

A bill to repeal an act approved October 5, 1885, to amend an act to authorize a County Court for the county of Effingham.

A bill to amend section 4711 of the Code of 1882, and for other purposes.

A bill to require clerks of the Superior Courts of this State to keep reverse index to dockets to the general execution dockets.

Also, a resolution of the House to refund the county taxes of 1890, paid by mistake into the treasury of the State.

Mr. Wilson of the Thirteenth District, Chairman of the Committee on the Lunatic Asylum, submitted the following report which was referred to the Committee on Finance and 200 copies thereof ordered to be printed for the Senate, to-wit :

Mr President :

Your Committee on the Lunatic Asylum have visited that institution and after a careful survey of the same beg leave to report :

The buildings and grounds of the asylum are in a good state of preservation, with the exception of some decay in the rough casting of the outer walls, which ought to be renewed in the near future, and some of the floors which give evidence of considerable wear from long and constant use and will have to be replaced in the course of a very few years.

The internal condition of the halls and wards throughout the entire buildings is a marvel of neatness and cleanliness, of which we cannot speak too highly ; while the order, system and perfect control of the inmates speak in terms that are unmistakable of the ability and faithfulness of the officers in charge, as well as of the employees to whose care the details of the establishment are necessarily to a large extent entrusted.

We find, however, that the accommodations are not sufficient for the proper care of the large number of patients now on hand. Many of them have to be crowded into rooms too small for the number of occupants, and many of the parlors and recreation rooms that ought to be used for these purposes only have had to be converted into sleeping apartments, and yet there are more than one hundred people in the State who have been by proper authority adjudged insane and entitled to the benefits of this asylum that cannot be received for want of room, and are confined in the jails of the different counties of the State.

The trustees and the superintendent have asked for additional room, and have pointed out to us how the same can be had at a small cost, and your committee have agreed that such additional accommodations should be allowed them as follows :

The amusement halls of the buildings used for convalescents, the one for males and the other for females, are only one story high, and the walls being of brick, and built with an eye to future enlargement, are capable of sustaining two additional stories each, and if these stories were added, they would give room for many additional patients. A twelve room brick building at present occupied by the assistant physician and his family, could be used for patients if a cottage was built for the assistant physician and his family. These additions and improvements, it is estimated by the civil engineer, could be completed at a cost of twenty-two (\$22,000) thousand dollars. And room would thus be made for something over two hundred patients, thereby relieving the overcrowded condition of the existing wards, and enabling the institution to receive all the insane persons for whom applications have been made from the various counties of the State.

The laundry, we are satisfied, is inadequate to the

wants of the institution and ought to be enlarged and furnished with additional machinery, the estimated cost of which is fifteen hundred dollars.

There is an urgent need of several fire walls in the main building, and these, it is estimated, could be constructed by running up existing walls until they pierce the roof, at a cost of twelve hundred dollars. If this was done it would be possible to confine any fire that might occur to the apartment in which it originated, while in the present condition of the building the whole structure would inevitably burn down if once a fire became fairly started in any part of it.

We examined into the finances of the institution, and are satisfied that the same have been administered during the past two years faithfully, economically and honestly. The system of bookkeeping is thorough, minute, exact and easily understood, and every item of receipts and expenditure is properly verified by duplicate vouchers which were exhibited to a sub-committee of our number, and their examination was entirely satisfactory. A re-examination can be had at any time by going through the accounts and vouchers on file in the office of the Governor in this capitol building.

The accounts show a balance on hand on the 1st of October, 1892, from the appropriations for the fiscal year ending September 30th, of six thousand nine hundred and forty-one dollars and eighty-two cents (\$6,941.82). This balance has been accumulated by reason of the fact that the expenses are less during the summer months, owing to a smaller consumption of fuel, less bedding and lighter clothing, while the subsistence department is greatly aided by the vegetables from the farm and garden, so that the monthly outlay is considerably less than during the winter.

But this balance will be entirely absorbed by the increased expenses of the winter months now upon us.

The trustees ask for an increase of the appropriation for maintenance and support of the institution over that allowed for the last two years, because while they have kept the expenses within said appropriation and have operated it at a per capita cost *per diem* of only thirty-three and one-third cents, yet they have not been able to give as good attendance, clothing and food as was best for the patients, nor in many other respects to put the institution on the plain of a first-class lunatic asylum.

Your committee agrees with them that the appropriation should be more liberal for the next two years, but owing to the stringency of the times, the poverty of our people and the heavy burden of our State taxes, we are not disposed to grant the full amount of forty cents per capita *per diem* as asked by them. But we think the appropriation of one hundred and ninety thousand dollars allowed per annum for the last two years for maintenance, support and ordinary repairs should be increased to two hundred thousand.

We believe that the amount of insurance carried on the property of the State at the asylum is entirely incommensurate with the value of the property, and we recommend that the amount of the policy of insurance be increased to such an amount as may be deemed proper by the Finance Committee, simply stating that the present policy, which we learn is for two hundred and twenty-six thousand dollars, is not equal to more than one-fourth of the value of the property insured, which is over one million of dollars.

The farm, garden and dairy connected with the asylum we believe to be a fine adjunct for the same. Large quantities of beef, pork, milk, butter, potatoes and garden vegetables are produced and furnished

to the inmates and employees of the institution, adding much to the health and comfort of all : while the convenience of having such things on the spot instead of having to buy them from other sources, to say nothing of the economy of it, commends it strongly to our approval.

The success of the farm is sufficiently attested by the tables found in the biennial report of the institution and our personal observation and examination of the various departments of the farm satisfy us of the high capacity with which it is managed. We beg to recapitulate as follows :

1. The external condition of the buildings and grounds is such as to call for no extra appropriations at present—ordinary repairs, such as are understood to be included in the appropriation for maintenance, being all that is necessary

2. The internal condition of the buildings, the care and comfort of the inmates, the order, discipline and effectiveness of all employees attest the capacity and faithfulness of the superintendent, officers and trustees to be of the highest order and deserving of the highest encomiums of the committee, the General Assembly and of the whole State. And we wish to add that all of the above is equally applicable to both the white and colored departments of the institution.

3. There is urgent necessity for more room, which can be had at a cost of twenty-two thousand dollars. with which amount room can be had for over two hundred additional patients, or if only one of the amusement halls be added to, as above suggested, and the physician's cottage be built, room for about two-thirds of that number will be secured at a cost of twelve thousand dollars.

4. Additions to the laundry are needed to the amount of fifteen hundred dollars.

5. Fire walls should be constructed, costing twelve hundred dollars.

6. We found the financial affairs of the institution in a satisfactory condition, and believe they have been carefully, economically and honestly administered.

7. We recommend that the following appropriations be made :

| | |
|---|---------------|
| For putting two stories on one of the amusement halls and building a cottage for the assistant physician, twelve thousand dollars | \$ 12,000 00 |
| For enlarging laundry, fifteen hundred dollars..... | 1,500 00 |
| For constructing fire walls, twelve hundred dollars..... | 1,200 00 |
| For support and maintenance of the institution per annum for the next two years, two hundred thousand dollars..... | 200,000 00 |
| | <hr/> |
| Making a total of | \$ 214,700 00 |

All of which is respectfully submitted.

WM. A. WILSON, Chairman.

The Senate took up the report of the General Judiciary Committee on the bill of the Senate to establish a Board of Medical Examiners for the State of Georgia.

On motion of Mr. Reese, this bill was laid on the table.

On motion of Mr. Humphries, one hundred copies thereof were ordered to be printed for the use of the Senate.

The bill of the Senate to amend section 5 of the general local option law was taken up under favorable report of the Committee on Temperance, and on motion was laid on the table.

The Senate having disposed of all business on the desk of the Secretary, adjourned, on motion, until 11 o'clock A. M. Monday next.

SENATE CHAMBER, ATLANTA, GEORGIA,
Monday, November 28, 1892, 10 O'clock A. M.

The Senate met pursuant to adjournment, the President in the chair.

Prayer was offered by the Rev Mr. Hurst in the absence of the Chaplain.

On the call of the roll the following Senators answered to their names :

| | | |
|-------------|-----------|-----------------------|
| Blalock, | Matthews, | Smith of 15th Dist., |
| Chambers, | Monk, | Smith of 19th Dist., |
| Corput. | Moore. | Smith of 34th Dist. |
| Daley, | Persons, | Smith of 41st Dist., |
| Davis, | Pinson, | Thompson, |
| Edwards, | Pope. | Whittaker, |
| Fitzgerald, | Reave- | Wilson of 11th Dist., |
| Gholston, | Reese. | Wilson of 13th Dist., |
| Hackett, | Rembert. | Wilcox, |
| Hatcher, | Robbe, | Wooten, |
| Humphries. | Robinson, | Wright of 38th Dist., |
| Jenkins. | Russell, | Mr. President. |
| Johnson. | Scaife. | |
| McAfee, | Simmans. | |

Mr. Fitzgerald, Chairman of the Committee on Journals, reported the journal correct. It was then read and confirmed by the Senate.

The following message was received from the House through Mr. Hardin, the Clerk :

Mr. President :

The House has concurred in the Senate amendments to the following House bills, to-wit :

A bill to change the manner of selecting Commissioners of Roads and Revenues in counties of this State.

Also a bill establishing new terms, and to regulate the practice of returning and trying cases in the city court of Atlanta, and to amend the act establishing said court, and for other purposes.

The following committee on the part of the House has been appointed under a joint resolution to visit the college located at Savannah, established under the act approved November 28, 1890 :

Messrs. Neel of Floyd, Little of Washington, and Steward of DeKalb.

The House has also passed, by the requisite constitutional majority, the following House bills, to-wit :

A bill to define the liabilities of receivers of railroads for torts committed by their employees during such time as such receivers may operate railroads in this State, and for other purposes.

Also a bill to authorize suits to be brought against receivers or managers of any property appointed by any courts in this State, and for other purposes.

Also a bill to so amend section 4095 of the Code of 1882 as to confer jurisdiction upon police courts of cities having populations of 20,000 or upwards to abate the nuisances referred to in said section.

Also a bill to repeal section 2 of an act entitled an act to amend an act entitled an act for the protection of game and birds in the county of Macon, and for other purposes.

Also a bill to authorize and direct the Governor and Treasurer of this State to issue bonds of this State to the amount of three hundred and sixty-eight thousand dollars and negotiate the same, and for other purposes.

Also a bill to amend section 3910(d) of the Code of 1882 of the State of Georgia.

Leave of absence, on motion of Mr. Hackett, was granted to a Sub-Committee on the Penitentiary consisting of Messrs. Crawford, Sirmans, Dennard, Smith of the Forty-first District, and Rembert.

Mr. Persons, Chairman *pro tem.* of the Special Judiciary Committee, submits the following report, to-wit :

Mr. President :

The Special Judiciary Committee have had under consideration the following House bill, which they instruct me to report back, with recommendation that same do pass, to-wit :

A bill to be entitled an act to amend an act creating the Commissioners of Roads and Revenues for Fulton county, and the acts amendatory thereof, so as to provide for the election of said commissioner by the duly qualified voters of said county, and for other purposes.

Respectfully submitted,

A. P. PERSONS, Chairman *pro tem*

Mr. Wooten, Chairman of the Committee on Military Affairs, submitted the following report :

Mr. President :

Your Committee on Military Affairs have had under consideration the following Senate bill, which they instruct me to report back, with the recommendation that the same do pass, to-wit :

A bill to be entitled an act to amend section 3 of an act approved October 13, 1885, amending an act approved October 16, 1879, providing for the better organization, government and discipline of the volunteer troops of this State, by providing for the creation of the office of surgeon-general, assigning rank thereto and prescribing the duties thereof, and for other purposes connected therewith.

Also, the following Senate bill which they instruct me to report back, with the recommendation that the same do pass by substitute, to-wit.

A bill to be entitled an act to provide for the examination of persons elected to or nominated for any commissioned office in the volunteer forces of this State, and for other purposes therewith connected.

Also, the following House bill which they instruct me to report back, with recommendation that the same do pass, to-wit:

A bill to be entitled an act to authorize an increase in the number of companies that constitute the Third Regiment of Georgia volunteers. Also, to authorize an increase in the number of majors in said regiment.

Respectfully submitted.

W E. WOOTEN, Chairman.

The following bills of the House were read the first time and referred as severally indicated, to-wit:

A bill to repeal section 2 of an act to amend an act entitled an act for the protection of game and birds in the county of Macon, and for other purposes.

Referred to the Special Judiciary Committee.

A bill to amend section 4095 of the Code of 1882, etc., and for other purposes.

Referred to the Committee on Corporations.

A bill to authorize suits to be brought against receivers and managers of any property appointed by any court in this State, and for other purposes.

Referred to the General Judiciary Committee.

A bill to define the liability of receivers of railroads for torts committed by their employees during such time as such receivers may operate railroads in this State, and to prescribe the manner of service upon such receivers in suit against them, and for other purposes.

Referred to the Committee on Railroads.

A bill to authorize and direct the Governor and Treasurer of this State to issue bonds of this State to the amount of three hundred and sixty-eight thousand dollars, and negotiate the same for the purpose of raising money with which to pay off that portion of the public debt, or so much thereof as may be necessary, represented by the interest of the public debt, maturing in the year 1893.

Referred to the Committee on Finance.

And a bill to amend section 3910(d) of the Code of Georgia, etc., and for other purposes.

The bill of the Senate to authorize the establishment of a system of public schools for the city of Albany, and for other purposes, was read the second time and passed to a third reading.

The following bills were introduced, read the first time and referred as respectively indicated, to-wit:

By Mr. McAfee—

A bill to amend an act to amend section 12 of the Common School Laws of Georgia, approved October 27, 1887, so as to create or establish County Teachers Institutes, etc., and for other purposes.

Referred to the Committee on Public Schools.

Also by Mr. McAfee—

A bill to amend an act incorporating the town of Walesca, etc., and for other purposes.

Referred to the Committee on Corporations.

By Mr. Pinson—

A bill to amend an act authorizing the city of Newnan to make an additional issuance of bonds for school purposes, etc., and for other purposes.

Referred to the Committee on Corporations.

The Senate took up the report of the Special Judiciary Committee on the bill of the House to amend an act creating the Commissioners of Roads and Revenues for Fulton county, and the acts amendatory thereof, so as to provide for the election of said

commissioners by the duly qualified voters of said county, and for other purposes.

The report was agreed to.

The bill was read the third time and passed, ayes 29, nays 0.

The Senate took up the report of the Committee on Military Affairs on the bill of the House to authorize an increase in the number of companies that constitute the Third Regiment of Georgia Volunteers: also to authorize an increase in the number of majors in said regiment.

The report was agreed to.

The bill was read the third time and passed, ayes 29, nays 0.

The Senate took up the report of the Finance Committee on the joint resolution of the House to refund Houston county's taxes of 1890 paid into the State Treasury through mistake.

The report was agreed to.

The resolution was read the third time, and on the question of concurring therein the ayes and nays were recorded.

Those who voted in the affirmative are Messrs.—

Blalock,
Chambers,
Corput,
Daley,
Davis,
Edwards,
Fitzgerald,

Jenkins,
Johnson,
McAfee,
Monk,
Persons,
Pinson,
Pope,

Russell,
Scaife,
Smith of 15th Dist.,
Smith of 19th Dist.,
Smith of 34th Dist.,
Wilson of 11th Dist.,
Wilson of 13th Dist.,

| | | |
|------------|-----------|-----------------------|
| Hackett, | Reaves, | Wooten, |
| Hatcher, | Robbe, | Wright of 38th Dist., |
| Humphries, | Robinson, | Mr. President. |

Those who voted in the negative are Messrs.—

There are ayes 29, nays 0.

So the resolution was concurred in by constitutional majority

The bill of the House to authorize the authorities of the city of Eatonton to establish a system of public schools was read the second time and recommitted to the Committee on Public Schools.

The Senate took up the report of the Committee on Military Affairs on the bill of the Senate to provide for the examination of persons elected to or nominated for any commissioned office in the volunteer forces of this State, and for other purposes.

The committee reported in favor of its passage by substitute, which was adopted.

The report was agreed to.

The bill was read the third time and passed, as amended, by substitute ; ayes 28, nays 0.

The Senate took up the report of the General Judiciary Committee on the bill of the Senate to amend section 4711 of the Code of 1882, and for other purposes.

The committee reported in favor of its passage by substitute, which was adopted.

The report was agreed to.

The bill was read the third time and passed, as amended, by substitute ; ayes 26, nays 0.

The Senate took up the report of the General Judiciary Committee on the bill of the Senate to authorize the Board of Commissioners of Roads and Revenues in the various counties where such boards have been created, or the ordinaries, or the judges of the inferior court in such counties as have such officers in charge of their roads and revenues, to bid in and hold property properly and lawfully offered for sale by virtue of tax *fi. fas.*, and for other purposes.

The committee reported in favor of its passage, with an amendment, which was adopted, and the report was agreed to.

The bill was read the third time and passed, as amended ; ayes 28, nays 0.

The Senate took up the report of the General Judiciary Committee on the bill of the Senate to repeal an act to amend section 1455 of the Code of Georgia, etc., and for other purposes.

The report was agreed to.

The bill was read the third time and passed ; ayes 26, nays 0.

The Senate took up the report of the Committee on Military Affairs on the bill of the Senate to amend section 3 of an act approved October 13, 1885, amending an act approved October 16, 1879, providing for the better organization, government and discipline of the volunteer troops of the State, by providing for the creation of the office of surgeon-general, etc., and for other purposes.

The report was agreed to.

The bill was read the third time and passed ; ayes 28, nays 0.

The Senate took up the report of the General Judiciary Committee on the bill of the Senate to require clerks of the Superior Courts of this State to make reverse indexes to the general execution docket.

The report was agreed to.

The bill was read third time and passed ; ayes 25, nays 0.

The following bills were introduced, read the first time and referred as indicated, to-wit :

By Mr. Wilson of the Thirteenth District—

A bill to amend an act to allow pensions to certain Confederate widows, and for other purposes, approved December 23, 1890, etc.

Referred to the Committee on Finance.

By Mr. Hatcher—

A bill prescribing how mortgaged property may be sold under a power of sale in the mortgage, etc., etc., and for other purposes.

Referred to the Committee on the General Judiciary

By Mr. Smith of the Thirty-fourth District—

A bill to give the president and directors of the

East Lake Land Company police authority over the grounds of said company, and for other purposes.

Referred to the Special Judiciary Committee.

By Mr. Johnson—

A bill to create and organize a new judicial circuit to be called the Ogeechee Circuit.

Referred to the General Judiciary Committee.

The Senate adjourned, on motion, until 10 o'clock A. M. to-morrow.

SENATE CHAMBER, ATLANTA, GEORGIA,
Tuesday, November 29, 1892, 10 O'clock A. M.

The Senate met pursuant to adjournment, the President in the chair.

Prayer was offered by the Rev. Mr. Bryan, Representative from the county of Floyd.

On the call of the roll the following Senators answered to their names :

| | | |
|-------------|-----------|-----------------------|
| Blalock, | McAfee, | Smith of 15th Dist., |
| Chambers, | Matthews, | Smith of 19th Dist., |
| Corput, | Monk, | Smith of 41st Dist., |
| Daley, | Moore, | Thompson, |
| Davis, | Persons, | Whittaker, |
| Edwards, | Pinson, | Wilson of 11th Dist., |
| Fitzgerald, | Pope, | Wilson of 13th Dist., |
| Gholston, | Reaves, | Wilcox, |
| Hackett, | Reese, | Wooten, |
| Hatcher, | Robbe, | Wright of 1st Dist., |

Humphries,
Jenkins,
Johnson,

Robinson,
Russell,
Scaife,

Wright of 38th Dist.,
Mr. President.

Mr. Fitzgerald, Chairman of the Committee on Journals, reported the journal correct. It was then read and confirmed by the Senate.

Mr. Corput, Chairman of the Committee on Finance, submitted the following report :

Mr President :

Your Committee on Finance have had under consideration the following House bill, which they instruct me to report back, with the recommendation that the same do pass, to-wit :

A bill to be entitled an act to authorize and direct the Governor and Treasurer of this State to issue bonds of this State to the amount of three hundred and sixty-eight thousand dollars, and negotiate the same for the purpose of raising money with which to pay off that portion of the public debt, or so much thereof as may be necessary, represented by the interest of the public debt maturing in the year 1893.

Respectfully submitted.

FELIX CORPUT, Chairman.

Mr. Reese, Chairman of the General Judiciary Committee, submitted the following report :

Mr President :

Your committee have had under consideration the following Senate bill which they instruct me to report back, with the recommendation that the same do pass, to-wit :

A bill to require insurance companies to pay the full insurance contracted for on buildings in case of loss, and requiring the value of a building insured to be determined before a policy of insurance is issued thereon.

Also, a bill to facilitate the collection of judgments rendered by the courts of Georgia, by providing for discovery from defendants under oath, and punishment for failure to answer, and for other purposes, which they recommend do pass by substitute.

Also, a bill to repeal an act entitled an act to prescribe the time of residence in this State and of the counties therein, of all persons making application for divorce, and for other purposes, which they recommend do not pass.

Also, a House bill for the protection of the State capitol building, the approaches thereto and the grounds thereof, and to fix a penalty for marring, defacing or injuring said property, which they recommend do pass as amended.

Also, a House bill to amend section 3419 of the Code of this State, which they recommend do not pass.

Respectfully submitted,

M. P. REESE, Chairman.

On motion of Mr. Blalock, leave of absence for three days was granted Messrs. Johnson and Davis on public business.

On motion of Mr. Smith of the Thirty-fourth District, 100 copies of the bill of the House to authorize

the issue of bonds of the State, etc., were ordered to be printed for the use of the Senate.

On motion of Mr. Reese, 100 copies of the bill to facilitate the collection of judgments rendered by the courts of Georgia were ordered to be printed for the use of the Senate.

By resolution of Mr. Smith of the Fifteenth District, the Hon D. McLeod and Col. D. C. McLeod were invited to seats in the Senate.

The bill of the House for the protection of the State capitol building and grounds, etc., and for other purposes, was read the second time and passed to a third reading.

The bill of the Senate requiring insurance companies to pay the full amount of insurance contracted for on buildings, and for other purposes, was read the second time and passed to a third reading.

The Senate took up the bill of the House adversely reported by the General Judiciary Committee to amend section 3419 of the Code of Georgia. It was lost by agreement with said report.

Under suspension of the rules, on motion of Mr. Chambers the Senate took up the report of the General Judiciary Committee on the bill of the Senate to amend paragraph 1, section 282 of the Code of Georgia.

The committee reported in favor of its passage with an amendment.

The report was disagreed to and the bill being read the third time was lost for the want of a constitutional majority, there being ayes 8, nays 18.

The bill of the Senate to establish a Board of Medical Examiners for the State of Georgia was, on motion, taken from the table and recommitted.

Mr. Edwards, Chairman Committee on Special Judiciary, submitted the following report :

Mr. President :

Your committee have had under consideration the following House bills which they instruct me to report back, with the recommendation that the same do pass, to-wit :

A bill to be entitled an act to repeal an act entitled an act to provide for and require the registration of voters in Newton county, and for other purposes, approved September 22, 1887.

Also, a bill to be entitled an act to repeal an act entitled an act to organize a County Court in each of the counties of Calhoun, Baker, Quitman, and Miller, to define their jurisdiction, and for other purposes, approved March 2, 1874, so far as the same relates to the county of Quitman.

Also, a bill to be entitled an act to change the time of holding Hancock Superior Court, to provide for two weeks' sessions, and for other purposes.

Also, a bill to be entitled an act to amend the act establishing a Board of County Commissioners for Decatur county, approved December 13, 1871, and all acts approved September 26, 1891, by striking from said act each and all provisions providing for the election of commissioners by the people, and providing in lieu thereof for their appointment by the judge

of the Superior Courts of Albany Circuit, and for other purposes.

Also, a bill to amend an act approved August 29, 1885, entitled an act to provide for the registration of voters to vote at municipal elections in the city of Savannah, and for other purposes, by changing the time during which registrars shall attend for the purpose of registration, and for other purposes.

Also, a bill to be entitled an act to amend the registration law of McIntosh county.

Also, the following Senate bill which they instruct me to report back, with the recommendation that the introducer be granted leave to withdraw the same, to-wit :

A bill to be entitled an act to amend an act approved March 5, 1856, entitled an act to incorporate a town to be called Warsaw, etc.

E. F. EDWARDS, Chairman.

Mr. Wright, of the First District, by permission, withdrew a bill to amend the charter of the town of Warsaw, etc.

The Senate took up the report of the Finance Committee on the bill of the House to fix the compensation of members of the County Board of Education of Elbert county, to provide for the payment of the same, and for other purposes.

The report was agreed to.

The bill was read the third time and passed, ayes 25, nays 0.

The following message was received from the House through Mr. Hardin, the Clerk :

Mr. President :

The House has passed, by the requisite constitutional majority, the following House bills, to-wit :

A bill to define the right and power to hold and vote shares in the capital stock of railroad companies by trustees and other representatives, and by persons holding such shares jointly or in common and by corporations, to prescribe oaths for persons offering to vote shares as aforesaid and to fix the penalty for false swearing in the same, and for other purposes.

Also a bill to amend the twenty-second section of the act approved September 9, 1879, establishing a City Court of the county of Clarke, so as to provide that the second term after the declaration is filed shall be the trial term in all civil cases, and for other purposes.

Also, a bill to change the time of holding the Superior Courts of the counties composing the Flint Circuit, and for other purposes.

Also, a bill to repeal an act entitled an act to establish the County Court of Jefferson county, and for other purposes.

Also, a bill to repeal an act entitled an act to require and provide for the registration of all the voters in the county of Jefferson, and for other purposes.

Also, a bill to establish a County Court in and for the county of Bryan.

Also, a bill to repeal all of the second section of an act approved September 20, 1887, entitled an act to create the office of solicitor for the County Court of Macon county

Also, a bill to amend an act approved February 28, 1876, creating a Commission of Roads and Revenues in Troup county

Also, a bill to amend the charter of Mount Vernon.

Also, a bill to repeal an act entitled an act to prohibit the sale of seed cotton in the county of Jefferson from the fifteenth of August to the twenty-fourth of December, and for other purposes. The House has also passed the following Senate bills as amended, by the requisite constitutional majority, to-wit :

A bill to create a Board of Commissioners for the city of Darien, and for other purposes.

Also, a bill to amend an act to create a Board of Commissioners for the county of McIntosh and the city of Darien.

The Senate took up the report of the Committee on Education on the bill of the Senate to authorize the establishment of a system of public schools in the city of Albany, etc., and for other purposes.

Proof of notice by publication was submitted.

The report was agreed to.

The bill was read the third time and passed, ayes 28, nays 0.

The Senate took up the report of the Special Judiciary Committee on the bill of the Senate to repeal

an act approved October 5, 1885, to amend an act to authorize a county court for the county of Effingham.

The report was agreed to.

The bill was read the third time and passed, ayes 30, nays 0.

The following bills of the House were read the second time and passed to a third reading, to-wit :

A bill to amend an act approved August 29, 1885, to provide for the registration of voters at municipal elections in the city of Savannah, and for other purposes.

A bill to amend the registration laws of McIntosh county.

A bill to amend the County Commissioners' law of Decatur county, etc., and for other purposes.

A bill to repeal an act to organize a county court in the counties of Calhoun, Baker, Quitman and Miller, etc., and for other purposes, approved March 2, 1874, so far as relates to the county of Quitman.

A bill to repeal an act to provide for and require the registration of voters in Newton county, and for other purposes, approved September 22, 1887

A bill to change the time of holding Hancock Superior Court; to provide for two weeks session, and for other purposes.

The following bills were introduced, read the first time and referred as severally indicated, to-wit :

By Mr. Robbe—

A bill to amend an act for the protection of persons confined in the Insane Asylum of this State in the right to communicate with their friends, etc., and for other purposes.

Referred to the Committee on the Lunatic Asylum.

By Mr. Reese—

A bill to make the throwing of any rock, stone or other missile which is in its character a weapon likely to produce death, at, towards or into any car or cars of any passenger trains, upon any of the railroads or street railroads of the State, and the shooting of any gun, pistol or fire-arm, etc., at, towards or into such car or cars, etc., etc., a felony, and to prescribe a penalty therefor.

Referred to the Committee on Railroads.

By Mr. Smith of the Thirty-fourth District—

A bill to amend the act of August 6, 1891, establishing the Criminal Court of Atlanta, by providing the manner of filling vacancies in the judgeship when the same occurs when the Legislature is not in session.

Referred to the Special Judiciary Committee.

The following bills of the House were read the first time and referred as severally indicated, to-wit :

A bill to change the time of holding the Superior Courts of the Flint Circuit.

Referred to the General Judiciary Committee.

A bill to amend the 22d section of the act approved September 9, 1879, establishing a city court for the county of Clarke, and for other purposes.

Referred to the Special Judiciary Committee.

A bill to repeal an act to abolish the county court of Jefferson county, and for other purposes.

Referred to the Special Judiciary Committee.

A bill to repeal all of the second section of an act approved September 20, 1887, to create the office of solicitor for the County Court of Macon county

Referred to the Committee on Special Judiciary

A bill to define the right and power to hold shares in the capital stock of railroad companies by trustees and other representatives, and by persons holding such shares jointly or in common, and by corporations, to prescribe oaths for persons offering to vote shares as aforesaid, and to fix the penalty for false swearing in the same, and for other purposes.

Referred to the Committee on Railroads, and one hundred copies ordered to be printed for the use of the Senate.

A bill to repeal an act to prohibit the sale of seed cotton in the county of Jefferson from the 15th of August to the 24th of December, and for other purposes.

Referred to the Committee on Agriculture.

A bill to amend an act approved February 28, 1876, creating a Board of Commissioners of Roads and Revenues in the county of Troup.

Referred to the Special Judiciary Committee.

A bill to establish a county court in and for the county of Bryan.

Referred to the Special Judiciary Committee.

A bill to amend the charter of the town of Mount Vernon.

Referred to the Special Judiciary Committee.

A bill to repeal an act to require and provide for the registration of all voters in the county of Jefferson, and for other purposes.

Referred to the Special Judiciary Committee.

The Senate having disposed of all business on the desk of the Secretary, adjourned, on motion, until 10 o'clock A. M. to-morrow.

SENATE CHAMBER, ATLANTA, GEORGIA,
Wednesday, November 30, 1892, 10 O'clock A. M.

The Senate met pursuant to adjournment, the President in the chair.

Prayer was offered by the Rev John Jones, Chaplain of the Senate.

On the call of the roll the following Senators answered to their names :

Blalock,
Chambers,
Corput,
Crawford,
Daley,

McAfee,
Matthews,
Monk,
Moore,
Persons,

Smith of 15th Dist.,
Smith of 19th Dist.,
Smith of 34th Dist.
Smith of 41st Dist.,
Thompson,

| | | |
|-------------|-----------|-----------------------|
| Davis, | Pinson, | Whittaker, |
| Dennard, | Pope, | Wilson of 11th Dist., |
| Edwards, | Reaves, | Wilson of 13th Dist., |
| Fitzgerald, | Reese, | Wilcox, |
| Gholston, | Rembert, | Wooten, |
| Hackett, | Robbe, | Wright of 1st Dist., |
| Hatcher, | Robinson, | Wright of 38th Dist., |
| Humphries, | Russell, | Mr. President. |
| Jenkins, | Scaife, | |
| Johnson, | Sirmans, | |

Mr. Fitzgerald, Chairman of the Committee on Journals, reported the journal correct. It was then read and confirmed by the Senate.

The following message was received from the House through Mr. Hardin, the Clerk:

Mr. President :

The House has passed, by the requisite constitutional majority, the following House bills, to-wit :

A bill to amend the charter of the city of Gainesville, Georgia.

Also, a bill to amend an act to define the rights of landlords, to declare the effects of certain contracts, and for other purposes.

Also, a bill to amend section 3514 of the Code of 1882, of the State of Georgia.

Also, a bill to authorize the county authorities having control of any county chaingang in this State to establish camps, and to work and control said convicts beyond the limits of the county to which said convicts belong, for the purpose of providing material for public roads, and other public purposes.

Also, a bill to amend section 4527 of the Code of 1882, of the State of Georgia.

Also, a bill to amend an act to prohibit in this State the holding of more than one county office by one person at any one time, and for other purposes, so that the same shall not apply to members of county boards of education.

Also, a bill to amend an act entitled an act to fix with certainty on the dockets, the places of cases in which new trials are granted by the Supreme Court.

Also, a bill to define and limit the use of the capitol and grounds.

Also, a bill to authorize the judges of the superior courts in this State to appoint a special bailiff in counties containing a city of sixty thousand population or more, and for other purposes.

The House has also adopted the following joint resolutions in which the concurrence of the Senate is asked, to-wit :

A resolution to authorize the State Treasurer to pay the face amount of \$1,000 and interest coupons, due on bond No. 193, which is owned by Dr. A. W. Calhoun.

Also, a resolution for the relief of James E. Love.

Also, a resolution to authorize the payment of pensions to thirty-eight widows of Confederate soldiers, who are entitled to pensions under the law, but who have not received the same for the reason that the fund was exhausted, and for other purposes.

Mr. Robbe, Chairman of the Committee on Public Schools, submitted the following report :

Mr President :

Your Committee on Public Schools have had under consideration the following Senate bill, which they instruct me to report back, with the recommendation that the same do pass, as amended, to-wit :

A bill to be entitled an act to provide that in all the public schools of this State the Bible shall be read as part of the school exercises daily, and no county, city or other municipal corporation shall be entitled to share in the public school fund unless this law is complied with, and for other purposes.

Respectfully submitted.

C. A. ROBBE, Chairman.

Mr. Jenkins, Chairman of the Committee on Railroads, submitted the following report :

Mr President :

Your Committee on Railroads have had under consideration the following Senate bills, which they instruct me to report back, with the recommendation that same do pass, to-wit :

A bill to be entitled an act to make the throwing of any rock, stone, or other missile which is in its character a weapon likely to produce death, at, towards, or into any car or cars of any passenger trains upon any of the railroads, or street railroads, of this State, and the shooting of any gun, pistol or firearm of any kind or nature at, towards, or into any such car or cars, and the shooting while in such car or cars of a gun, pistol, or other weapon of any kind what-

ever, or the brandishing, in a threatening manner while in such car or cars, any weapon likely to produce death by its use, a felony, and to prescribe a penalty therefor.

Also, the following bill, to-wit :

A bill to be entitled an act to amend section 3406 of the Code of Georgia, so as to define where certain actions shall lie brought against railroad companies in this State.

Also, the following bills which they instruct me to report back, with the recommendation that the same do not pass, to-wit :

A bill to be entitled an act to require railroads to post crossings of public dirt roads.

Also, the following bill, to-wit:

A bill to be entitled an act to define the qualification of locomotive engineers, and to provide for licensing such engineers.

Respectfully submitted.

H. A. JENKINS, Chairman.

Mr. Reese, Chairman of the General Judiciary Committee submitted the following report:

Mr President :

Your committee have had under consideration the following Senate bill which they instruct me to report back, with the recommendation that the same do pass, to-wit :

A bill to amend sub-section (f) of an act to repeal

paragraph number 1 of section 3854 of the Code, and in lieu thereof more clearly to define the competency of witnesses in cases where certain persons, parties or agents are deceased or insane, approved October 29, 1889, and for other purposes.

Also, a bill to amend section 1286 of the Code of Georgia, which they recommend do pass as amended.

Also, a bill prescribing how mortgaged property may be sold under a power of sale in the mortgage, of making titles to the purchaser at such sales and of placing the purchaser in possession, and for other purposes, which they recommend do not pass.

Also, a House bill to amend section 3910(d) of the Code of Georgia, so as to require that the traverse jury list of a county shall also include the names of the persons selected as grand jurors, and to carry said change into effect, which they recommend do pass.

Respectfully submitted.

M. P. REESE, Chairman.

Mr. Smith, Chairman of the Committee on Corporations submitted the following report :

Mr President:

Your Committee on Corporation have had under consideration the following Senate bills which they instruct me to report back, with the recommendation that the same do pass, to-wit .

A bill to be entitled an act to amend the act approved February 28, 1874, establishing a new charter for the city of Atlanta, and the various acts amenda-

tory thereof, so as to authorize the issue of \$250,000 of the bonds of said city to complete and equip the water works, to authorize said city to make police and sanitary regulations on the property, water shed, lands, etc., of the new water works, and to define the rank and priority of the lien of assessments for public improvements.

Also, the following bill which they instruct me to report back, with the recommendation that the same do pass as amended, to-wit :

A bill to be entitled an act to amend an act incorporating the town of Walesca, approved November 13, 1889, changing the corporate limits thereof.

Also, the following House bill which they instruct me to report back, with the recommendation that the same do pass, to-wit :

A bill to be entitled an act to amend section 4095 of the Code of 1882, so as to confer jurisdiction upon police courts of cities having a population of 20,000 or upwards, to abate the nuisances referred to in said section.

Also, the following Senate bill as amended, to-wit :

A bill to amend the Senate acts incorporating the village of Cave Spring in the county of Floyd, and for other purposes.

Respectfully submitted.

C. W. SMITH, Chairman.

Mr. Humphries, Chairman of the Committee on Education, submitted the following report :

Mr. President:

Your committee have had under consideration the following Senate bill which they instruct me to report back, with the recommendation that the same do pass by substitute, to-wit :

A bill to be entitled an act to amend and alter the school laws of this State by establishing a uniform course of text books to be used in all the common schools of this State, to organize a book commission to carry into effect the provisions of this Act, and for other purposes.

Respectfully submitted.

W. S. HUMPHRIES, Chairman.

Mr. Humphries, Chairman of the Committee on Education, submitted the following report :

Mr. President:

Your committee have had under consideration the following Senate bill which they instruct me to report back, with the recommendation that the same do pass, to-wit :

A bill to amend an act to amend, revise and consolidate the common school laws of the State of Georgia, and for other purposes, approved October 27, 1887.

Respectfully submitted.

W. S. HUMPHRIES, Chairman.

On motion of Mr. Wright, the bill of the Senate to provide for the reading of the Bible in public schools, etc., was recommitted to the Committee on Public Schools.

On motion of Mr. Hatcher, 100 copies of the bill of the Senate prescribing how mortgaged property may be sold under a power of sale in the mortgage, etc., which was adversely reported by the General Judiciary Committee, were ordered to be printed for the use of the Senate.

The Hon. S. C. Lamkin, of Columbia county, and the Hon. J. E. Nunnally, ex-Senators, were invited to seats in the Senate.

A similar courtesy was extended to the Hon. C. H. Ellington.

Mr. Jenkins offered a privileged resolution providing for the printing of all bills of a general nature prior to the time when put upon their passage, which was read and laid over one day, under the rule.

The following communication was received from his Excellency, the Governor, through Mr. Warren, his Secretary, to-wit :

Mr. President :

I am directed by the Governor to deliver to the Senate a sealed communication to which he respectfully invites the consideration of your honorable body in executive session.

Mr. Smith, Chairman of the Committee on Corporations, submitted the following report:

Mr President:

The Committee on Corporations have had under consideration the following Senate bills which they instruct me to report back, with the recommendation that the same do pass, to-wit :

A bill to be entitled an act to amend the several acts incorporating the village of Cave Spring in the county of Floyd, to regulate the collection of street taxes by the marshal of the village, and to define when and how the same shall be levied and collected, and for other purposes.

Also, a bill to be entitled an act to amend the several acts incorporating the village of Cave Spring in the county of Floyd, to define the duties and powers of the mayor, councilmen, marshal, recorder, to regulate the salaries of said officers, and for other purposes.

Respectfully submitted.

C. W. SMITH, Chairman.

The following bills of the House were read the first time and referred as indicated, to-wit :

A bill to define and limit the use of the Capitol building and grounds.

Referred to the Committee on Public Property

A bill to amend an act to prohibit the holding of more than one county office by one person at one time, etc.

Referred to the General Judiciary Committee.

A bill to amend section 3514 of the Code of Georgia, and for other purposes.

Referred to the General Judiciary Committee.

A bill to amend an act to fix with certainty, on the dockets, the places of cases in which new trials are

granted by the Supreme Court, approved November 12, 1889.

Referred to the Committee on General Judiciary

A bill to amend an act to define the rights of landlords, to declare the effects of certain contracts, etc., approved November 5, 1889, and for other purposes.

Referred to the General Judiciary Committee.

A bill to authorize the judges of the Superior Courts in this State to appoint a special bailiff in counties containing a city of sixty thousand population or more, etc.

Referred to the General Judiciary Committee.

A bill to amend the charter of the city of Gainesville.

Referred to the Special Judiciary Committee.

A bill to amend section 4527 of the Code of 1882, and for other purposes.

Referred to the General Judiciary Committee.

A bill to authorize the county authorities having control of the county chaingangs in this State to establish camps, and to work and control said convicts beyond the limits of the county to which said convicts belong for the purpose of providing material for public roads, and for other purposes.

Referred to the Committee on the Penitentiary

The Hon. F. G. duBignon was invited to a seat in the Senate, by resolution of Mr. Pinson.

The Senate went into executive session, and having spent some time therein returned to open session.

The following resolutions from the House were read the first time, and referred as severally indicated, to-wit :

A resolution for the relief of James E. Love.

Referred to the Committee on Finance.

A resolution to authorize the State Treasurer to pay the face amount (\$1,000) and interest coupons due on bond No. 193, issued by authority of an act of the General Assembly, approved January 15, 1872, and due January 1, 1892, which is owned by Dr. A. W. Calhoun.

Referred to the Committee on Finance.

A resolution to authorize the payment of pensions to thirty-eight widows of Confederate soldiers, etc.

Referred to the Committee on Finance.

The following bills were introduced, read the first time and referred as indicated, to-wit :

By Mr. Hackett—

For the better care and humane treatment of misdemeanor convicts in the several chaingangs of the State, etc., and for other purposes.

Referred to the Committee on the Penitentiary

By Mr. Fitzgerald—

A bill to authorize the Commissioners of Roads and Revenues for the county of Stewart to issue

coupon bonds to an extent not to exceed \$25,000, bearing interest not exceeding six per cent. per annum, etc., for the purpose of building a court house in the county of Stewart, and for other purposes.

Referred to the Committee on Finance.

By Mr. Smith of the Fifteenth District—

A bill to provide for the payment of *per diem* to the members of County Boards of Education in this State, and for other purposes.

Referred to the Committee on Public Schools.

By Mr. Smith of the Thirty-fourth District—

A bill to amend section 4159 of the Code of Georgia, and for other purposes.

Referred to the General Judiciary Committee.

By Mr. Russell—

A bill to alter and amend the charter of the city of Brunswick, approved November 12, 1889, and for other purposes.

Referred to the Special Judiciary Committee.

By Mr. Monk—

A bill to provide for the registration of the qualified voters of Taylor county, and for other purposes.

Referred to the Special Judiciary Committee.

By Mr. Edwards—

A bill to amend an act to require and provide for

the registration of all voters in the county of Oconee, and for other purposes.

Referred to the Special Judiciary Committee.

The Senate took up the report of the General Judiciary Committee on the bill of the Senate requiring insurance companies to pay the full insurance contracted for on buildings in case of loss, and requiring the value of a building insured to be determined before a policy of insurance is issued thereon.

The report was agreed to.

The bill was read the third time and passed, ayes 29, nays 0.

The Senate took up the report of the Committee on Corporations on the bill of the Senate to amend the several acts incorporating the village of Cave Spring in the county of Floyd, to define the duties and powers of the mayor and councilmen, marshal and recorder, to regulate the salaries of said officers, and for other purposes.

Proof of legal notice was submitted.

The report was agreed to.

The bill was read the third time and passed, ayes 31, nays 0.

The Senate took up the report of the Committee on Corporations on the bill of the Senate to amend the several acts incorporating the village of Cave Spring, in the county of Floyd, to regulate the collection of street taxes by the marshal of the village, and to

define when and how the same shall be levied and collected, and for other purposes.

Proof of publication was submitted.

The report was agreed to.

The bill was read the third time and passed, ayes 29, nays 0.

The Senate took up the report of the Committee on Corporations on the bill of the Senate to amend the charter of the village of Cave Spring; to provide for the registration of legal voters who may participate in the election for mayor and councilmen, and of such other officers as the charter requires elected by the popular vote; to define who shall be constituted legal voters, and for other purposes.

Proof of notice by publication was submitted.

The committee reported in favor of its passage, with an amendment, which was adopted, and the report was agreed to.

The bill was read the third time and passed, as amended, ayes 30, nays 0.

On motion of Mr. Pinson, the bill of the Senate authorizing the city of Newnan to make an additional issuance of bonds for school purposes was read the second time and recommitted.

The bill of the Senate to amend the charter of Atlanta in relation to the business of gas companies, etc., and for other purposes, was read the second time and recommitted.

The following bills of the Senate were read the second time and passed to a third reading, to-wit :

A bill to amend sub-section (f) of an act to repeal paragraph 1 of section 3854 of the Code.

A bill to facilitate the collection of judgments rendered by the courts of Georgia.

A bill to amend section 1286 of the Code of Georgia.

A bill to amend section 3406 of the Code of Georgia.

A bill to amend an act to amend, revise and consolidate the common school laws of Georgia.

A bill to amend an act incorporating the town of Walesca, approved November 13, 1889.

A bill to amend an act approved February 28, 1874, establishing a new charter for the city of Atlanta, and the acts amendatory thereof, so as to authorize the issue of \$250,000 of the bonds of said city to complete and equip the water works, and for other purposes.

And, a bill to make it a felony to throw at, towards or into any car or cars, any rock, stone or other missile which is in its character a weapon likely to produce death, etc.

The following bills of the House were read the second time and passed to a third reading, to-wit :

A bill to amend section 4095 of the Code of 1882, etc., and for other purposes.

And, a bill to amend section 3910(d) of the Code of Georgia, etc.

The Senate took up the report of the Special Judiciary Committee on the bill of the House to amend an act approved August 29, 1885, entitled an act to provide for the registration of voters to vote at municipal elections in the city of Savannah, and for other purposes, by changing the time during which the registrars shall attend for the purpose of registration, and for other purposes.

Proof of legal notice was submitted.

The report was agreed to.

The bill was read the third time and passed, ayes 31, nays 0.

The Senate took up the report of the Special Judiciary Committee on the bill of the House to change the time of holding Hancock Superior Court ; to provide for two weeks session, and for other purposes.

The report was agreed to.

The bill was read the third time and passed, ayes 31, nays 0.

The Senate took up the report of the Special Judiciary Committee on the bill of the House to repeal an act to provide for and require the registration of voters in Newton county, and for other purposes, approved September 22, 1887

Proof of legal notice was submitted.

The report was agreed to.

The bill was read the third time and passed, ayes 31, nays 0.

The Senate took up the report of the Special Judiciary Committee on the bill of the House to amend the registration law of McIntosh county

Proof of legal notice was submitted.

The report was agreed to.

The bill was read the third time and passed, ayes 30, nays 0.

The Senate took up the report of the Special Judiciary Committee on the bill of the House to amend the act establishing a Board of County Commissioners for Decatur county, approved December 13, 1871, and all acts amendatory thereof, and for other purposes.

Proof of legal notice was submitted.

The report was agreed to.

The bill was read the third time and passed, ayes 30, nays 0.

The Senate took up the report of the Special Judiciary Committee on the bill of the House to repeal an act to organize a county court in each of the counties of Calhoun, Baker, Quitman and Miller ; to define their jurisdiction, and for other purposes, approved March 2d, 1874, so far as the same relates to the county of Quitman.

Proof of legal notice was submitted.

The report was agreed to.

The bill was read the third time and passed, ayes 29, nays 0.

The Senate took up the report of the General Judiciary Committee on the bill of the House for the protection of the State capitol building, the approaches thereto, etc., etc., and for other purposes.

The committee reported in favor of its passage with an amendment, which was adopted, and the report was agreed to.

The bill was read the third time and passed as amended, ayes 29, nays 0.

The Senate having disposed of all business on the desk of the Secretary, adjourned, on motion, until 10 o'clock A. M. to-morrow.

SENATE CHAMBER, ATLANTA, GEORGIA,
Thursday, December 1, 1892, 10 O'clock A. M.

The Senate met pursuant to adjournment, the President in the chair.

Prayer was offered by the Rev John Jones, D. D., Chaplain of the Senate.

On the call of the roll the following Senators answered to their names.

| | | |
|-----------|-----------|-----------------------|
| Blalock, | McAfee, | Smith of 15th Dist., |
| Chambers, | Matthews, | Smith of 19th Dist., |
| Corput, | Monk, | Smith of 34th Dist., |
| Crawford, | Moore, | Smith of 41st Dist., |
| Daley, | Persons, | Thompson, |
| Davis, | Pinson, | Whittaker, |
| Dennard, | Pope, | Wilson of 11th Dist., |
| Edwards | Reaves, | Wilson of 13th Dist., |

| | | |
|-------------|-----------|-----------------------|
| Fitzgerald, | Reese, | Wilcox, |
| Gholston, | Rembert, | Wooten, |
| Hackett, | Robbe, | Wright of 1st Dist., |
| Hatcher, | Robinson, | Wright of 38th Dist., |
| Humphries, | Russell, | Mr. President. |
| Jenkins, | Scaife, | |
| Johnson, | Sirmans, | |

Mr. Fitzgerald, Chairman of the Committee on Journals, reported the journal correct. It was then read and confirmed by the Senate.

Mr. Robbe, Chairman of the Committee on Public Schools, submitted the following report :

Mr. President :

Your Committee on Public Schools have had under consideration the following House bill, which they instruct me to report back, with the recommendation that the same do pass, to-wit :

A bill to be entitled an act to authorize the mayor and city council of Eatonton to establish and maintain a system of public schools for said city, to levy and collect a tax for establishing and maintaining the same, and providing for the payment of said tax to the trustees of the white and colored schools of said city, and for other purposes.

Respectfully submitted.

C. A. ROBBE, Chairman.

Mr. Hackett, Chairman of Committee on Penitentiary, submitted the following report :

Mr. President :

Your committee have had under consideration the following House bill which they instruct me to report

back, with the recommendation that the same do pass as amended, to-wit :

A bill to be entitled an act to authorize the county authorities having control of any county chaingang in this State to establish camps, and to work and control said convicts beyond the limits of the county to which said convicts belong, etc.

Also, the following Senate bill, which they instruct me to report back, with the recommendation that the same do pass as amended, to-wit :

A bill to be entitled an act for the better care and humane treatment of misdemeanor convicts in the several chaingangs of the State, and to provide for keeping a record of the same, and for their visitation and inspection, and to make it the duty of the clerk of the court in certain cases to make a report to the principal keeper of the penitentiary, and for other purposes.

Respectfully submitted,

A. T. HACKETT, Chairman.

Mr. Edwards, Chairman on Special Judiciary Committee, submitted the following :

Mr President :

Your Committee on Special Judiciary have had under consideration the following House bills, which they instruct me to report back, with the recommendation that the same do pass, to-wit :

A bill to be entitled an act to repeal section 2 of an act entitled an act to amend an act entitled an act for the protection of game and birds in the county of

Macon, and for other purposes, approved December 29, 1888.

Also, a bill to be entitled an act to amend the twenty-second section of the act approved September 9, 1879, establishing a city court of the county of Clarke, so as to provide that the second term after the declaration is filed shall be the trial term in all civil cases, and for other purposes.

Also, a bill to be entitled an act to amend the charter of Mount Vernon.

Also, a bill to be entitled an act to establish a county court in and for the county of Bryan.

Also, a bill to be entitled an act to amend an act approved February 28, 1876, creating a Commission of Roads and Revenues in the county of Troup.

Also, a bill to be entitled an act to repeal an act entitled an act to abolish the county court of Jefferson county, to provide for the disposition of business therein pending, and for other purposes, approved September 19, 1889.

Also, the following House bill, which they instruct me to report back, with the recommendation that the same do pass as amended, to-wit :

A bill to be entitled an act to repeal an act entitled an act to require and provide for the registration of all the voters in the county of Jefferson, to provide for carrying the same into effect, and to prescribe a punishment for illegal registration and illegal voting, approved October 14, 1891.

Also, the following Senate bill, which they instruct

me to report back, with the recommendation that the same do pass, to-wit:

Also, a bill to be entitled an act to amend the act of August 6, 1891, establishing the Criminal Court of Atlanta, by providing the manner of filling vacancies in the judgeship when the same occurs, when legislature is not in session.

Respectfully submitted.

E. F. EDWARDS, Chairman.

Mr. Corput, Chairman of the Committee on Finance, submitted the following report :

Mr President:

Your Committee on Finance have had under consideration the following Senate bills which they instructed me to report back, with the recommendation that the same do not pass, to-wit :

A bill to be entitled an act to amend sub-section 8 of section 1288 of the Code of Georgia.

Also, a bill to be entitled an act to amend section 1287 of the Code of Georgia, and for other purposes.

Also, the following House resolutions which they instruct me to report back, with the recommendation that the same do pass as amended, to- wit :

A resolution to authorize the payment of pensions to thirty-eight widows of Confederate soldiers who are entitled to pensions under the law, but who have not received them, for the reason that the fund was exhausted, and for other purposes.

Also, the following House resolution which they

instruct me to report back, with the recommendation that the same do pass, to-wit :

A resolution for the relief of James E. Love.

Also, the following House resolution which they instruct me to report back, with the recommendation that the same do not pass, to-wit :

A resolution authorizing the Governor to employ a stenographer, and to appropriate money to pay his salary, when appointed.

Respectfully submitted.

FELIX CORPUT, Chairman.

Mr. Wilson, Chairman of the Committee on Lunatic Asylum, submitted the following report :

Mr. President :

Your committee have had under consideration the following Senate bill which they instruct me to report back, with the recommendation that the same do pass, to-wit :

A bill to be entitled an act to amend an act entitled an act for the protection of persons confined in the insane asylum of this State, in their right to communicate with their friends, etc., and for other purposes, approved October 21, 1892.

Respectfully submitted.

WM. A. WILSON, Chairman.

Mr. Reese, Chairman of the General Judiciary Committee, submitted the following report :

Mr. President :

Your committee have had under consideration the following Senate bill which they instruct me to report back, with the recommendation that the same do pass as amended, to-wit :

A bill to create a Board of Medical Examiners for the State of Georgia.

Also, a bill to amend section 1688 of the Code of 1882, which they recommend do not pass.

Also, a bill (House) to change the time of holding the Superior Courts of the counties composing the Flint Circuit, and for other purposes, which they recommend do pass.

Respectfully submitted.

M. P REESE, Chairman.

By resolution of Mr. Edwards, the Hon. J. Capers Dickson was invited to a seat in the Senate during his visit to this city.

The Senate took up the following bills of the Senate adversely reported by committees and lost by agreement with said report, to-wit :

A bill to define the qualifications of locomotive engineers and provide for licensing the same.

A bill to amend section 1688 of the Code.

A bill to amend section 1287 of the Code.

A bill to repeal an act to prescribe the time of residence in this State and of the counties therein of all persons applying for divorce to the courts, etc.

The bill of the Senate to amend sub-section 8 of section 1288 of the Code, which was taken up under adverse report of the Committee on Finance, was taken up and laid on the table.

Mr. Wilson of the Eleventh District, Chairman of the Committee on Public Property, submitted the following report :

Mr President :

Your committee have had under consideration House bill No. 176 which they instruct me to report back, with a recommendation that the same do pass, to-wit:

An act to define and limit the use of the capitol building and grounds.

Respectfully submitted,

CLARENCE WILSON, Chairman.

Mr. Smith, Chairman of the Committee on Corporations, submitted the following report :

Mr. President :

Your Committee on Corporations have had under consideration the following Senate bill which they instruct me to report back, with the recommendation that the same do pass, to-wit :

A bill to be entitled an act to amend an act authorizing the city of Newnan to make an additional issuance of bonds for school purposes, etc.

Also, the following Senate bill which your committee instructed me to report back, with the recommendation that the same do pass as amended, to-wit:

A bill to be entitled an act to amend an act approved February 28, 1874, establishing a new charter for the city of Atlanta, and the various acts amendatory thereof, so as to authorize the mayor and general council of said city of Atlanta to regulate the business of gas companies carried on in said city of Atlanta, so as to provide by ordinance that the prices charged customers for gas furnished by said company or companies shall not exceed the maximum price indicated in such ordinance or ordinances, and that the gas furnished by said companies to customers be of satisfactory quality, etc.

Respectfully submitted.

C. W. SMITH, Chairman.

The following Senate bills amended in the House were taken up, and amendments thereto were concurred in, to-wit :

A bill to amend an act to create a Board of Commissioners for McIntosh county ; and

A bill to create a Board of Commissioners for the city of Darien, etc.

The bill of the Senate to provide for the registration of the qualified voters of Taylor county was read the second time and recommitted to the Special Judiciary Committee.

The bill of the House to authorize the mayor and council of Eatonton to establish and maintain a system of public schools for said city, etc., was recommitted to the Committee on Public Schools.

The following message was received from the House through Mr. Hardin, the Clerk :

Mr President:

The House has passed by the requisite constitutional majority the following House bills, to-wit:

A bill to provide that all bills, resolutions, and other matters pending in the Senate and House of Representatives at the close of the General Assembly shall go over to the second session as unfinished business, and for other purposes.

Also, a bill to require deposits for costs by non-resident plaintiffs in justice courts of this State.

Also, a bill to provide for changing the time of holding justice courts.

Also, a bill to amend the act establishing city courts in certain counties, so as to allow judges of city courts in certain counties to practice.

On motion of Mr. Russell, the rules were suspended when the Senate took up the report of the Committee on Temperance, on the bill of the Senate to amend section 5 of the General Local Option Liquor Law, approved September 18, 1885, by striking out the word "two" in the fifth line of said section and inserting in lieu thereof the word "four."

The report was agreed to.

The bill was read the third time and passed, ayes 30, nays 0.

Leave of absence was granted Mr. Humphries from 4 o'clock P. M. Friday for a few days.

By resolution of Mr. Blalock the Hon. Jas. A. Hen-

derson, of Fayette county, was invited to a seat in the Senate.

By resolution of Mr. Smith of the 15th District, the Hon. W. T. McArthur was invited to a seat in the Senate during his stay in this city

The following bills were introduced, read the first time and referred as severally indicated, to-wit :

By Mr. Smith of the Nineteenth District—

A bill to repeal section 1465a, 1465b, 1465c, 1465d, 1465e, 1465f, 1465g, 1465h, 1465i, 1465j, of the Code of Georgia, and for other purposes.

Referred to the Committee on Agriculture.

By Mr. Hatcher—

A bill to suspend the statutes of limitations as to executions against defendants who have taken homesteads during the existence of the homestead estate, and for other purposes.

Referred to the General Judiciary Committee.

By Mr. Smith of the Thirty-fourth District—

A bill to regulate the practice before the Supreme Court, to prevent dismissal of cases therein upon technical grounds, to make it the duty of judges certifying to bills of exception to look to the sufficiency and formality of the certificate thereto, and to prevent prejudice to parties from the failure of the judge to properly discharge this, to preserve the rights of amendment in the Supreme Court granted by existing laws, and to give the right of amendment as to bills of exception and certificates thereto at any

time before final argument of the case in the Supreme Court.

Referred to the General Judiciary Committee.

Also, by Mr. Smith of the Thirty-fourth District—

A bill to amend section 3736 of the Code, and for other purposes.

Referred to the General Judiciary Committee.

By Mr. Clay—

A bill to establish a system of public schools in the town of Roswell, in Cobb county, and for other purposes.

Referred to the Committee on Public Schools.

The bill of the House to amend section 3406 of the Code of Georgia, so as to define where certain actions shall be brought against railroad companies, was taken up for a third reading and, on motion, laid on the table.

The following message was received from the Governor through W. H. Harrison, Secretary of the Executive Department:

Mr. President:

The Governor has approved the following acts of the General Assembly, to-wit:

An act to amend section 7 of an act to provide for the better organization, government and discipline of the volunteer troops of this State, etc., so as to enable the commanding officers of a battalion to appoint in his discretion a chaplain of said battalion.

Also, an act to amend section 3972 of the Code of 1882, by inserting after the word "sheriff" in the second line from the top the words "or his lawful deputy," and by adding after the word "sheriff" in the sixth line from the top the words "or his lawful deputy."

Also, an act to amend section 3971 of the Code of 1882, by adding after the word "sheriff" in the fourth line from the bottom the following words, "or their lawful deputies."

Also, an act to amend an act entitled an act to organize and incorporate the Fourth Regiment of Georgia Volunteers, to empower the said regiment to acquire, hold and dispose of property, real and personal, to issue bonds, and for other purposes, approved, August 11, 1891, by providing for an additional Major and Inspector of Rifle Practice, and conferring the rank of First Lieutenant on the Chaplain of said regiment.

The Senate took up the report of the Committee on Railroads on the bill of the Senate to make the throwing of any rock, stone or other missile which is in its character a weapon likely to produce death, at, towards or into any car or cars of any passenger trains upon any of the railroads, or street railroads, of this State, and the shooting of any gun, pistol or fire-arm of any kind or nature, at, towards or into any such car or cars, and the shooting while in such car or cars, of a gun, pistol or other weapon, of any kind whatever, or the brandishing in a threatening manner while in such car or cars, any weapon likely to produce death by its use, a felony, and to prescribe a penalty

The report was agreed to.

The bill was read the third time and passed ; ayes 38, nays 0.

The Senate took up the report of the General Judiciary Committee on the bill to amend sub-section (f) of an act entitled an act to repeal paragraph 1 of section 3854 of the Code.

The report was agreed to.

The bill was read the third time and passed : ayes 30, nays 0.

The bill of the Senate to amend an act to amend, revise and consolidate the common school laws of Georgia, which was taken up on its third reading, was on motion, laid on the table.

The Senate took up the report of the General Judiciary Committee on the bill of the Senate to establish a Board of Medical Examiners for the State of Georgia.

The committee reported in favor of its passage with an amendment, which was adopted.

The report was agreed to.

The bill was read the third time, and on the question of its passage as amended, Mr. Pinson required the ayes and nays to be recorded. The ayes and nays were ordered.

Those who voted in the affirmative are Messrs.—

Chambers,
Daley,
Edwards,
Gholston,

Matthews,
Monk,
Moore,
Persons,

Sirmans,
Smith of 15th Dist.,
Smith of 34th Dist.,
Smith of 41st Dist.,

| | | |
|------------|----------|-----------------------|
| Hackett, | Pope, | Thompson, |
| Hatcher, | Reaves, | Whittaker, |
| Humphries, | Reese, | Wilson of 11th Dist., |
| Jenkins, | Rembert, | Wilcox, |
| Johnston, | Robbe, | Wooten, |
| McAfee, | Scaife, | Wright of 38th Dist. |

Those who voted in the negative are Messrs.—

| | | |
|-----------|-------------|-----------------------|
| Blalock, | Dennard, | Smith of 19th Dist., |
| Corput, | Fitzgerald, | Wilson of 13th Dist., |
| Crawford, | Pinson, | Wright of 1st Dist. |

There were ayes 30, there were nays 9 ; so the bill was passed, as amended, by constitutional majority

Dr. Noah Cash, of the county of Franklin, was invited to a seat in the Senate.

The Senate took up the report of the Committee on Corporations on the bill of the Senate to amend the act approved February 28, 1874, establishing a new charter for the city of Atlanta, and the various acts amendatory thereof, so as to authorize the issue of \$250,000 of the bonds of said city to complete and equip the water works, to authorize said city to make police and sanitary regulations over the property, water shed, land, etc., of the new water works, and to define the rank and priority of the lien of assessment for public improvements.

The report was agreed to.

The bill was read the third time and passed ; ayes 30, nays 0.

The Senate took up the report of the Committee on Corporations on the bill of the Senate to amend an act authorizing the city of Newnan to make an additional issuance of bonds for school purposes.

Proof of legal notice was submitted.

The report was agreed to.

The bill was read the third time and passed : ayes 32, nays 0.

The Senate took up the report of the General Judiciary Committee.

The bill of the Senate to amend section 3406 of the Code of Georgia so as to define where certain actions shall be brought against railroad companies, and for other purposes, was, on motion, recommitted to the Committee on General Judiciary

The Senate took up the report of the Committee on Corporations on the bill of the Senate to amend the charter of Atlanta so as to authorize the mayor and general council to regulate the business of Georgia's companies carried on in said city, and for other purposes.

Proof of legal notice was submitted to the Senate.

The committee reported in favor of its passage, with an amendment which was adopted, and the report was agreed to.

The bill was read the third time and passed as amended ; ayes 28, nays 0.

The bill of the Senate to fix and prescribe a uniform system of text books, etc., for the common schools of this State, which was taken up for a third reading, was, on motion, laid on the table.

The Senate took up the report of the Committee on

Corporations on the bill of the Senate to amend an act incorporating the town of Walesca.

The committee reported in favor of its passage, with amendments which were adopted, and the report was agreed to.

The bill was read the third time, and passed as amended ; ayes 30, nays 0.

The Senate took up the report of the Committee on the General Judiciary on the bill of the Senate to facilitate the collection of judgments rendered by courts of Georgia, etc., and for other purposes.

The committee reported in favor of its passage by substitute, which was adopted, and the report was agreed to.

The bill was read the third time and passed by substitute ; ayes 30, nays 0.

The Senate took up the report of the General Judiciary Committee on the bill of the House to amend section 3910(d) of the Code so as to provide that the traverse jury list of a county shall also include the names of the persons selected as grand jurors, and to carry said change into effect.

This bill was tabled.

The bill of the House to amend section 4095 of the Code was taken up under favorable report of the Committee on Corporations.

This bill was tabled, and one hundred copies thereof were ordered to be printed for the use of the Senate.

The resolution introduced yesterday and laid over a day under the rule providing for the printing of all bills of a general nature before putting the same on their passage, was read and agreed to.

The following bills of the House were read the first time and referred as indicated, to-wit :

A bill to provide for changing the time of holding justices' courts.

Referred to the General Judiciary Committee.

A bill to amend the acts establishing city courts in certain counties so as to allow judges thereof in certain counties to practice law.

Referred to the General Judiciary Committee.

A bill to provide that all bills, resolutions and all other matters pending in the Senate and House of Representatives at the close of the first session of each General Assembly, shall go over to the second session of such General Assembly as unfinished business, and for other purposes.

Referred to the General Judiciary Committee.

A bill to require deposits for costs by non-resident plaintiffs in justices' courts of this State.

Referred to the General Judiciary Committee.

The following bills of the House were read the second time and passed to third reading, to-wit :

A bill to amend the 22d section of the act approved September 9, 1879, establishing a City Court of the county of Clarke.

A bill to amend an act approved February 28, 1876, creating a Board of Commissioners of Roads and Revenues for Troup county

A bill to establish a County Court for the county of Bryan.

A bill to amend the charter of Mount Vernon.

A bill to define and limit the use of the capitol building and grounds.

A bill to change the times of holding the Superior Courts of the Flint Circuit.

A bill to authorize and direct the Governor and Treasurer to issue bonds of this State to the amount of \$368,000.00, etc.

A bill to authorize the payment of pensions to thirty-eight widows of Confederate soldiers, etc.

A bill to authorize county authorities having charge of county chaingangs to establish camps and control said convicts beyond the limits of the counties to which they belong, etc.

A bill to repeal section 2 of an act to amend an act for the protection of game and birds in the county of Macon.

A bill to repeal an act to abolish the County Court of Jefferson county, etc., approved September 19, 1889.

A bill to repeal an act to require and provide for the registration of all the voters in the county of Jefferson, and for other purposes.

A resolution for the relief of James E. Love.

The following bills of the Senate were read the second time and passed to a third reading, to-wit :

A bill to provide for the better care and humane treatment of misdemeanor convicts in the several chaingangs of the State, and for other purposes therein mentioned.

A bill to amend an act of August, 1891, establishing the Criminal Court of Atlanta, by providing the manner of filling vacancies in the judgeship when same occurs when Legislature is not in session.

A bill for the protection of persons confined in insane asylum of this State in their right to communicate with their friends, and for other purposes.

The President submitted the following communication, which was read and referred to the Finance Committee, to-wit :

MEMPHIS, TENN., November 28, 1892.

To the Legislature of Georgia, through the Speakers of the Senate and House of Representatives :

GENTLEMEN—Pursuant to a resolution adopted by the ex-Confederate Veteran Association at its convention held in New Orleans, La., April 8th and 9th, 1892, Gen. J. B. Gordon, Commander-in-Chief of the organization, has, by General Orders No. 59, appointed the undersigned members of the association a committee to memorialize the governors and legislatures of the States and Territory which comprised the late Confederate States to grant Mrs. V. Jefferson Davis a pension during her lifetime. And in compliance with the agreeable duty thus assigned us,

we respectfully invite your attention to the action of the ex-Confederate Veteran Association, as set forth in the accompanying resolutions, unanimously adopted at its convention aforesaid, and earnestly request your honorable body to vote Mrs. V. Jefferson Davis an annual pension of five hundred (\$500.00) dollars during the remaining years of her life.

We are informed, and believe, that the present income is very small and entirely inadequate to support her in that independence and dignity appropriate to her illustrious rank and position, and to meet the social and public obligations imposed by her distinguished station. We need scarcely suggest that the United States Government has provided an annual pension of \$5,000.00 each for all of its surviving presidential widows, and has made liberal provisions for the families of its prominent officers and men. As no provision for our *own* can be expected from this source, we feel that it is asking but little to request the governors and legislatures of the several States of the late Southern Confederacy to grant the small annual sum of \$500.00 each to Mrs. Davis, the now health-broken wife and widow of the dead Confederacy, in order that she may be, in her advanced age and declining health, exempt from all pecuniary cares and anxieties.

Can the people, whose valor, patriotism and self-sacrifice have been so laudable and conspicuous, do less for the widow of him who so nobly and heroically impersonated the great cause, now lost?

We feel assured that every true ex-Confederate soldier will esteem it a pleasure and privilege to contribute his share of the pittance asked, to place beyond financial solicitude or embarrassment the surviving companion of their late honored and venerated chieftain during the few remaining years of her life.

This is the first instance of its kind in the history of *our* country. It will doubtless be the last. And it would seem beautifully appropriate that the last patriotic act of a brave people, in relation to their glorious if melancholy past, should be in harmony with the chivalrous and honorable history of which we are all so justly proud.

Geo. W. Gordon, Chairman, Memphis, Tenn.

G. W. Bolton, Pineville, La.

N. B. Guy, McAlister, Ind. Ter.

Joseph W. Mercer, Kansas City, Mo.

A. T. Watts, Dallas, Texas.

Ben. T. Duval, Fort Smith Ark.

W. C. P. Breckenridge, Lexington, Ky

Jos. F. Johnson, Birmingham, Ala.

Hugh H. Colquitt, Atlanta, Ga.

F. P. Fleming, Jacksonville, Fla.

J. B. Davis, Aiken, S. C.

Matt W. Ransom, Graysburg, N. C.

J. W. Stone, Jackson, Miss.

Resolutions adopted by the United Confederate Veteran Association at its convention in New Orleans, La.:

Resolved, That it is the sense of this convention that the late Confederate States each grant a small pension to Mrs. V. Jefferson Davis, the widow of the late President of said Confederate States, and we earnestly recommend to the legislatures of the following States to vote her an annual pension of \$500.00 each during the remaining years of her life, to-wit: Maryland, Virginia, West Virginia, North Carolina, South Carolina, Florida, Georgia, Alabama, Mississippi, Louisiana, Texas, Arkansas, Tennessee, Kentucky, Missouri, and the five civilized tribes of the Indian Territory \$100.00 each.

Resolved, That the governors of each of the States named, and the governors of each of the five civilized tribes of the Indian Territory, be requested to lay this matter before their respective legislatures at their next meeting in a special message.

Resolved, That General J. B. Gordon, Chairman of this convention, be requested to designate one person from each of the States and the Territory named, whose duty it shall be to memorialize the several governors and legislatures to grant Mrs. V Jefferson Davis a pension during her lifetime, etc.

Adopted unanimously, with great enthusiasm.

The Senate adjourned, on motion, until 10 o'clock A. M. to-morrow.

SENATE CHAMBER, ATLANTA, GEORGIA,
Friday, December 2, 1892, 10 O'clock A. M.

The Senate met pursuant to adjournment, the President in the chair.

Prayer was offered by the Rev John Jones, D. D., Chaplain of the Senate.

On the call of the roll the following Senators answered to their names:

| | | |
|-----------|-----------|-----------------------|
| Blalock, | Johnson, | Sirmans, |
| Chambers, | McAfee, | Smith of 15th Dist., |
| Corput, | Matthews, | Smith of 19th Dist., |
| Crawford, | Moore, | Smith of 34th Dist., |
| Daley, | Persons, | Smith of 41st Dist., |
| Davis, | Pinson, | Thompson, |
| Dennard, | Pope, | Whittaker, |
| Edwards, | Reaves, | Wilson of 11th Dist., |

| | | |
|--------------|-----------|-----------------------|
| Fitzgerald, | Reese, | Wilson of 13th Dist., |
| Gholston, | Rembert, | Wilcox, |
| Hackett, | Robbe, | Wooten, |
| Hatcher, | Robinson, | Wright of 1st Dist., |
| Humphries, ' | Russell, | Wright of 38th Dist., |
| Jenkins, | Scaife, | Mr. President. |

Mr. Fitzgerald, Chairman of the Committee on Journals, reported the Journal correct. It was then read and confirmed by the Senate.

Mr. Pinson moved to reconsider so much of the journal of yesterday as relates to the passage of a bill to create a Board of Medical Examiners in this State.

On motion of Mr. Reese, the motion to reconsider was laid on the table.

Leave of absence was granted Messrs. Corput, Denard and Smith of the Fifteenth District.

The following communication was received from his Excellency, the Governor, and being submitted to the Senate by the President, was read, to-wit :

ATLANTA, GA., December 2, 1892.

To the Honorable President of the Senate :

I have the honor to report that it has been certified to this department by the Hon. Secretary of State that at an election held on the 29th day of November, ult., in the counties of Early, Calhoun and Baker, composing the Ninth Senatorial District, the Hon. Thomas W Fleming was duly elected a member of the present Senate, to fill the vacancy in the representation of said district occasioned by the death of Hon. Reuben Jones.

W J. NORTHEN.

The presence of the Hon. Thomas W Fleming being announced, by request of the President he advanced to the desk and took the oath of office, the same having been administered by the President of the Senate.

Mr. Humphries rose to a question of personal privilege and said :

Mr President :

I rise to a question of personal privilege. Evening before last a meeting was held in this capitol. I presided as Chairman. I accepted the chairmanship, believing that the meeting was not one to upbraid or in any manner even remotely to criticize the Gober-Glenn Committee. I have the most profound respect for and confidence in the integrity, wisdom and patriotism in each and every member of the Gober Committee. I have voted twice for Mr. Gober for judge, and up to this good hour I am glad I gave him my support.

The article which appeared in the *Atlanta Journal* of yesterday, captioned "Indignation Meeting," is, in my opinion, a misnomer. The purpose of the meeting was for amusement and not censure; or this was my understanding.

Mr. Edwards, Chairman of the Committee on Special Judiciary, submitted the following report :

Mr President :

Your Committee on Special Judiciary have had under consideration the following Senate bills, which they instruct me to report back, with the recommendation that the same do pass, to-wit :

A bill to be entitled an act to alter an amended charter of the city of Brunswick, approved November 12, 1889, and for other purposes.

Also, a bill to be entitled an act to amend an act to require and provide for the registration of all voters in the county of Oconee, and to provide for carrying the same into effect, and for other purposes, approved December 26, 1888.

Also, a bill to be entitled an act to provide for the registration of the qualified voters of Taylor county, and to provide for carrying the same into effect, and for other purposes.

Also, the following House bill, which they instruct me to report back, with the recommendation that the same do pass, to-wit :

A bill to be entitled an act to amend the charter of the city of Gainesville.

Also, the following House bill, which they instruct me to report back, with the recommendation that the same do pass by substitute, to-wit :

A bill to be entitled an act to repeal all of the second section of an act approved September 20, 1887, entitled an act to create the office of solicitor for the County Court of Macon county

Respectfully submitted.

E. F. EDWARDS, Chairman.

The following message was received from the House through Mr. Hardin, the Clerk : .

Mr President :

The House has passed by the requisite constitutional majority the following House bill, to-wit :

A bill to limit the issuance of stocks and bonds, and the creation of floating indebtedness by railroad companies, and for other purposes.

Also, a bill to make the wrecking of a railroad company, or an attempt, or a conspiracy to wreck a railroad company, a felony, and for other purposes.

Also, a bill to amend section 943(a) of the Code of 1882 of Georgia.

Also, a bill to change the time of holding the Superior Court of the county of Rockdale, and for other purposes.

Also, a bill to change the time of holding the Superior Court of the county of Morgan, and for other purposes.

Also, a bill to authorize the formation of the Fourth Infantry Battalion Georgia Volunteers into the Fifth Infantry Regiment Georgia Volunteers, and for other purposes.

The House has also passed by the requisite constitutional majority the following Senate bill, to-wit :

A bill to repeal an act to authorize the running of freight trains over the Georgia Railroad on Sunday.

The House has also passed by the requisite constitutional majority the following Senate bill as amended, to-wit : .

A bill to amend section 1496 of the Code of Georgia.

The House refuses to concur in the Senate amendment to the following House bill, to-wit : .

A bill for the protection of the State capitol building, the approaches thereto, the grounds thereof, and for other purposes.

The House has also concurred in the following joint resolution as amended, to-wit :

A resolution requesting our Senators and Representatives in Congress to support the Hatch bill.

Mr. Corput, Chairman of the Finance Committee, submitted the following report :

Mr President :

Your committee have had under consideration the following Senate bill which they instruct me to report back, with the recommendation that the introducer have leave to withdraw the same, to-wit :

A bill to amend an act entitled an act to allow pensions to certain Confederate widows, and for other purposes, approved December 23, 1890.

Also, a bill (House) to amend an act entitled an act to allow pensions to certain Confederate widows, and for other purposes, approved December 23, 1890, so as to change the amount of the annual pension, and for other purposes, which they recommend do pass by substitute.

Respectfully submitted.

FELIX CORPUT, Chairman.

Mr. Hackett, Chairman of the Penitentiary Committee, to whom was referred the special message of his Excellency, the Governor, upon the subject of county chaingang convicts, submitted the following report :

Mr. President :

Your committee have had under consideration the special message of his Excellency, the Governor, upon the subject of county chaingang convicts, and instruct me to say that they have reported upon the same by bill.

Respectfully submitted.

A. T. HACKETT, Chairman.

Mr. Wright, Chairman of the Committee on Academy for the Blind, submitted the following report :

Mr. President :

The Committee on Academy for the Blind respectfully report as follows : That on November 25 the committee of the Senate and House visited the Georgia Academy for the Blind at Macon, for the purpose of inspecting the same, and upon examination found the buildings well preserved and in good condition, except the roof on the main building, which has become unsound from age, and leaks so extensively that a new one, at present, is almost a necessity. We find, also, that the main building has not been furnished with fire escapes, and recommend that they be supplied.

Therefore, to pay for the fire escapes, and for putting a new roof on the main building, and for making such other minor repairs as in the judgment of the management may be needed, we recommend that the

present General Assembly appropriate the sum of four thousand dollars (\$4,000).

Our examination of their books warrants an approval of the system of bookkeeping, and reflects credit upon all concerned, and we deem the business management of the institution safe and economical.

The institution has at present seventy-one (71) whites and nineteen (19) colored students whose recitations in the presence of the committee evinced a high order of intelligence in some, and in all a surprising familiarity with the various studies pursued by them, all of whom seemed to be well cared for, were cheerful, and apparently happy

Respectfully submitted.

B. F. WRIGHT of the 38th District, Chairman.

On motion of Mr. Humphries, the bill of the Senate to fix and prescribe a uniform system of text books and reference books to be used in the common schools was recommitted to the Committee on Education.

Mr. Wilson, of the Thirteenth District, offered a resolution changing and fixing the time for daily meetings of the Senate to 9 o'clock A. M. This resolution was laid over one day under the rule.

The Senate took up and concurred in the amendments of the House to the Senate resolution requesting our Senators and Representatives in Congress to support the Hatch bill.

The House amendments were also concurred in to the bill of the Senate to amend section 1496 of the Code of Georgia.

The bill of the House to amend an act to allow pensions to certain Confederate widows, approved

December 23, 1890, was, on motion of Mr. Corput, re-committed to the Finance Committee.

Under a suspension of the rules, on motion of Mr. Wooten, the Senate took up the report of the Committee on Corporations on the bill of the House to amend section 4095 of the Code of 1882, so as to confer jurisdiction upon police courts in cities having populations of 20,000 or upwards, to abate the nuisances referred to in said section.

The report was agreed to.

The bill was read the third time and passed, ayes 28, nays 1.

The Hon. Linton A. Dean was, by resolution of Mr. Corput, invited to a seat in the Senate.

The following bills of the House were read the first time and referred as severally indicated, to-wit :

A bill to change the time of holding the Superior Court of Rockdale county

Referred to the General Judiciary Committee.

A bill to limit the issuance of stocks and bonds and the creation of floating indebtedness by railroad companies, to prescribe the manner in which the same may be authorized and issued beyond certain limits by authority of the stockholders under the approval of the Railroad Commission, and for other purposes.

Referred to the Committee on Railroads.

A bill to make the wrecking of a railroad company, or an attempt or conspiracy to wreck a railroad com-

pany a felony, to define the same and to prescribe penalties therefor, and for other purposes.

Referred to the Committee on Railroads.

A bill to amend section 943(a) of the Code of Georgia, relating to the selection of banks as State depositories.

Referred to the Committee on Banks.

A bill to authorize the formation of the Fourth Infantry Battalion, Georgia Volunteers, into the Fifth Infantry Regiment.

Referred to the Committee on Military Affairs.

A bill to change the times of holding the Superior Court of the county of Morgan, and for other purposes.

Referred to the General Judiciary Committee.

The following bills of the House were read the second time and passed to a third reading, to-wit :

A bill to amend the charter of the city of Gainesville.

And a bill to repeal all of the second section of an act approved September 20, 1887, entitled an act to create the office of solicitor for the County Court of Macon county

The following bills of the Senate were read the second time and passed to a third reading, to-wit :

A bill to alter and amend the charter of the city of Brunswick, approved November 12, 1889, and for other purposes.

And a bill to amend an act to require and provide for the registration of all voters in the county of Oconee, and for other purposes.

The bill of the Senate to require railroads to post crossings of public dirt roads was taken up under adverse report of the Committee on Railroads, and lost by agreement with said report.

On motion of Mr. Corput, one hundred and fifty copies of the report of the Committee on the Deaf and Dumb Institute were ordered to be printed for the use of the Senate.

The bill of the Senate to amend an act to allow pensions to certain Confederate widows, and for other purposes, was withdrawn by the mover thereof, the Hon. Mr. Wilson of the Thirteenth District.

The following message was received from the House through Mr. Hardin, the Clerk :

Mr. President :

The House has passed by the requisite constitutional majority the following House bill, to-wit :

A bill to amend an act entitled an act to amend the fence laws of this State, and to repeal section 1449 of the Code of Georgia, approved November 26, 1890, by adding thereto after the word "action" in the seventeenth line of said act the following : "Or which has not heretofore abolished or removed fences by an election although not held at the time prescribed in act approved September 5, 1883."

The Senate took up, under adverse report of the Finance Committee, the resolution of the House author-

izing the Governor to employ a stenographer and to appropriate money to pay his salary when appointed.

Mr. Jenkins moved that the Senate disagree to the report of the committee.

After debate Mr. Wilson, of the Thirteenth District, called for the previous question. The call was sustained.

The main question was ordered and submitted to the Senate, to-wit :

Shall the report of the committee adverse to the resolution be disagreed to ?

On this question the ayes and nays were demanded and ordered by the Senate.

Those who voted in the affirmative are Messrs.—

| | | |
|-------------|----------|----------------------|
| Corput, | Pinson, | Scaife, |
| Fitzgerald, | Rembert, | Smith of 34th Dist., |
| Hatcher, | Robbe, | Smith of 41st Dist., |
| Jenkins, | Russell, | Wooten. |

Those who voted in the negative are Messrs.—

| | | |
|-----------|------------|-----------------------|
| Blalock, | Hackett, | Robinson, |
| Chambers, | Humphries, | Sirmans, |
| Crawford, | Johnson, | Smith of 19th Dist., |
| Daley, | McAfee, | Thompson, |
| Davis, | Matthews, | Whittaker, |
| Dennard | Moore, | Wilson of 13th Dist., |
| Edwards, | Persons, | Wilcox. |
| Fleming, | Pope, | Wright of 1st Dist., |
| Gholston, | Reaves, | Wright of 38th Dist. |

There are ayes 12 ; therè are nays 27. So the motion to disagree to the report did not prevail.

The adverse report was then agreed to and the resolution was lost.

The Senate took up the report of the Special Judiciary Committee on the bill of the Senate to provide for the registration of the qualified voters of Taylor county, and for other purposes.

Proof of legal notice was submitted.

The report was agreed to.

The bill was read the third time and passed, ayes 29, nays 0.

The bill of the Senate to amend the Act of August 6, 1891, establishing the criminal court of Atlanta, etc., was, on motion of Mr. Smith of the Thirty-fourth District, recommitted to the Special Judiciary Committee.

The Senate took up the report of the Special Judiciary Committee on the bill of the House to amend the charter of Mount Vernon.

Proof of legal notice was submitted.

The report was agreed to.

The bill was read the third time and passed, ayes 30, nays 0.

The Senate took up the report of the General Judiciary Committee on the bill of the House to change the time of holding the Superior Courts for the counties composing the Flint Circuit, and for other purposes.

The report was agreed to.

The bill was read the third time and passed, ayes 30, nays 0.

The Senate took up the report of the Special Judiciary Committee on the bill of the House to repeal an act to require and provide for the registration of all the voters in the county of Jefferson, etc., and for other purposes, approved October 14, 1891.

Proof of legal notice was submitted.

The committee reported in favor of its passage with an amendment, which was adopted, and the report was agreed to.

The bill was read the third time and passed as amended, ayes 32, nays 0.

The Senate took up the report of the Special Judiciary Committee on the bill of the House to repeal an act to abolish the County Court of Jefferson county, etc., approved September 19, 1889.

Proof of legal notice was submitted.

The report was agreed to.

The bill was read the third time and passed, ayes 32, nays 0.

The Senate took up the report of the Special Judiciary Committee on the bill of the House to establish a County Court in and for the county of Bryan.

Proof of legal notice was submitted.

The report was agreed to.

The bill was read the third time and passed, ayes 31, nays 0.

The Senate took up the report of the Special Judiciary Committee on the bill of the House to repeal section 2 of an act to amend an act for the protection of game and birds in the county of Macon, approved December 29, 1888.

Proof of legal notice was submitted.

The report was agreed to.

The bill was read the third time and passed, ayes 29, nays 0.

The Senate took up the report of the Committee on Public Property on the bill of the House to define and limit the use of the capitol building and grounds.

The committee reported in favor of the passage of the bill.

The report was amended, on motion of Mr. Wooten, by striking the entire preamble from the bill, and further amended, on motion of Mr. Pinson, by adding the words "to be entitled " in the caption.

The report, as amended, was agreed to.

The bill was read the third time and passed as amended, ayes 29, nays 0.

The Senate took up the report of the committee on Finance on the resolution of the House for the relief of James Love.

The report was agreed to.

The resolution was read the third time and on the question of concurring therein the ayes and nays were recorded.

Those who voted in the affirmative are Messrs.:

| | | |
|-------------|-----------|-----------------------|
| Blalock, | Johnson, | Scaife, |
| Crawford, | Matthews, | Smith of 19th Dist.. |
| Daley, | Moore, | Smith of 41st Dist.. |
| Davis, | Persons, | Thompson, |
| Dennard, | Pinson, | Whittaker, |
| Edwards, | Reaves, | Wilson of 13th Dist., |
| Fitzgerald, | Reese, | Wilcox, |
| Fleming, | Rembert, | Wooten, |
| Gholston, | Robbe, | Wright of 1st Dist.. |
| Hackett, | Robinson, | Wright of 38th Dist. |
| Hatcher, | Russell, | |

There are ayes 32, nays 0.

So the resolution was concurred in by a constitutional majority

The bill of the House for the protection of the State capitol building, etc., amended in the Senate, was taken up. The House refused to concur in the Senate's amendment.

The bill was recommitted to the General Judiciary Committee.

The bill of the House to authorize and direct the Governor and Treasurer to issue bonds of this State to the amount of \$368,000 was made the special order for Tuesday next, December 6th.

The bill of the House to amend an act to amend the fence laws of this State, and for other purposes, was read the first time and referred to the General Judiciary Committee.

The Senate took up the report of the Special Judiciary Committee on the bill of the House to amend

an act approved February 28, 1876, creating a Commission of Roads and Revenues in Troup county

Proof of legal notice was submitted to the Senate.

The report was agreed to.

The bill was read the third time and passed, ayes 35, nays 0.

The Senate took up the report of the Special Judiciary Committee on the bill of the House to repeal section 2 of an act to amend an act for the protection of game and birds in the county of Macon, and for other purposes.

Proof of legal notice was submitted.

The report was agreed to.

The bill was read the third time and passed, ayes 30, nays 0.

The Senate took up the report of the Special Judiciary Committee on the bill of the House to amend the 22d section of the act approved September 9, 1879, establishing a City Court for the county of Clarke, etc., and for other purposes.

Proof of legal notice was submitted to the Senate.

The report was agreed to.

The bill was read the third time and passed, ayes 26, nays 0.

The following bills were introduced, read the first time and referred as indicated, to-wit :

By Mr. Clay—

A bill to establish a system of public schools in the town of Roswell, Cobb county, and for other purposes.

Referred to the Committee on Public Schools.

By Mr. Wilson of the Thirteenth District —

A bill to incorporate the town of Leslie in the county of Sumter, and for other purposes.

Referred to the Committee on Corporations.

By Mr. Robbe—

A bill to confirm certain ordinances of the city council of Augusta, and for other purposes.

Referred to the Committee on Corporations.

By Mr. Daley—

A bill to provide when a husband shall be the agent of his wife in the management of her separate estate, or in the use of the wife's money or property in any business carried on by the husband, and to prescribe when the wife's estate shall be liable for the payment of debts incurred in the carrying on of such business or management of her property.

Referred to the General Judiciary Committee.

Col. Evan B. Ezell was, by resolution of Mr. Jenkins, tendered a seat in the Senate.

The Senate having disposed of all business on the desk of the Secretary, adjourned, on motion, until 10 o'clock A. M. Monday next.

SENATE CHAMBER, ATLANTA, GEORGIA,
Monday, December 5, 1892, 10 O'clock A. M.

The Senate met pursuant to adjournment, the President in the chair.

Prayer was offered by the Rev. John Jones, D. D., Chaplain of the Senate.

On the call of the roll the following Senators answered to their names :

| | | |
|-------------|-----------|-----------------------|
| Blalock, | Fleming, | Sirmans, |
| Chambers, | McAfee, | Smith of 15th Dist., |
| Corput, | Matthews, | Smith of 19th Dist., |
| Crawford, | Monk, | Smith of 34th Dist., |
| Daley, | Moore, | Smith of 41st Dist., |
| Davis, | Persons, | Thompson, |
| Dennard, | Pinson, | Whittaker, |
| Edwards, | Pope, | Wilson of 11th Dist., |
| Fitzgerald, | Reaves, | Wilson of 13th Dist., |
| Gholston, | Reese, | Wilcox, |
| Hackett, | Rembert, | Wooten, |
| Hatcher, | Robbe, | Wright of 1st Dist., |
| Humphries, | Robinson, | Wright of 38th Dist., |
| Jenkins, | Russell, | Mr. President. |
| Johnson, | Scaife, | |

Mr. Fitzgerald, Chairman of the Committee on Journals, reported the journal correct. It was then read and confirmed by the Senate.

The Hon. Mr. Fleming, Senator from the Ninth District, was placed by the President on the following standing committees, viz.: Finance, Railroads, Agriculture and Penitentiary

Leave of absence was granted Messrs. Gholston and Smith of the Nineteenth District.

Mr. Scaife moved a reconsideration of the action of the Senate of Friday last in concurring in the amendment of the House to a resolution of the Senate to request our Representatives and Senators in Congress to support what is known as the Hatch bill.

The motion to reconsider prevailed.

The amendment of the House was taken up.

Mr. Scaife moved that the Senate disagree to said amendment.

Mr. Hackett moved as a substitute for the motion of Mr. Scaife that the Senate agree to said amendment, and on the motion to agree Mr. Hackett demanded that the ayes and nays be recorded.

Those who voted in the affirmative are Messrs.—

| | | |
|-------------|------------|----------------------|
| Chambers, | Humphries, | Russell, |
| Corput, | McAfee, | Smith of 34th Dist., |
| Crawford, | Persons, | Smith of 41st Dist., |
| Fitzgerald, | Reaves, | Whittaker, |
| Hackett, | Rembert, | Wilson of 13th Dist. |
| Hatcher, | Robbe, | |

Those who voted in the negative are Messrs.—

| | | |
|-----------|-----------|----------------------|
| Davis, | Pinson, | Wilcox, |
| Fleming, | Scaife, | Wright of 38th Dist. |
| Matthews, | Sirmans, | |
| Moore, | Thompson, | |

There are ayes 17; there are nays 10. So the amendment of the House was concurred in.

The following message was received from the House through Mr. Hardin, the Clerk :

Mr President:

The House has passed by the requisite constitutional majority the following House bill, to-wit :

A bill to amend an act approved September 23, 1883, entitled an act to submit to the qualified voters of Whitfield county or any militia district therein, whether liquors shall be sold in said county or district or not.

The House has also adopted the following joint resolution in which the concurrence of the Senate is asked, to-wit :

A resolution providing for a joint committee of three from the House and two from the Senate, to examine the manuscript of the Georgia Justice, prepared by Judge C. H. Sutton, and report upon the same.

The following communication was received from his Excellency, the Governor, through Mr. Warren, his Secretary, to-wit :

Mr President:

I am directed by the Governor to deliver to the Senate a sealed communication, to which he respectfully invites the consideration of your honorable body in executive session.

The courtesies of the Senate were, by resolution of Mr. Robbe, tendered to the Hon. Geo. W. Warren of the county of Jefferson.

On motion of Mr. Corput, Mr. Wilson of the Thirteenth District was added to the Finance Committee.

The bill of the House to amend an act approved September 23, 1883, to submit to the qualified voters of Whitfield county, or any militia district therein, whether liquors shall be sold in said county or district, was read the first time and referred to the Special Judiciary Committee.

The resolution of the House providing for a joint committee to examine and report upon Sutton's "Georgia Justice" was read the first time and referred to the General Judiciary Committee.

The following Senate resolution was taken up in its order, read and concurred in, to-wit :

Resolved, That for the remainder of the session the hour of meeting of the Senate shall be nine o'clock A. M. instead of ten o'clock A. M.

The Senate took up the report of the Special Judiciary Committee on the bill of the Senate to amend an act to require and provide for the registration of all voters in the county of Oconee and to provide for carrying the same into effect, and for other purposes, approved December 26, 1888.

Proof of legal notice was submitted.

The report was agreed to.

The bill was read the third time and passed : ayes 24, nays 0.

The Senate took up the report of the Special Judiciary Committee on the bill of the Senate to alter and amend the charter of the city of Brunswick, approved November 12, 1889, and for other purposes.

Proof of legal notice was submitted.

The report was agreed to.

The bill was read the third time and passed ; ayes 25, nays 0.

The bill of the House to repeal all of the 2d section of an act approved September 20, 1887, entitled an act to create the office of solicitor for the County Court of Macon county, was taken up on its third reading, and on motion of Mr. Wilson of the Thirteenth District, was laid on the table.

The Senate took up the report of the Committee on the Penitentiary on the bill of the House to authorize the county authorities having control of any county chaingangs in this State to establish camps and to work and control said convicts beyond the limits of the county to which said convicts belong for the purpose of providing material for public roads, and other public purposes.

The committee reported in favor of its passage with an amendment, which was adopted, and the report was agreed to.

The bill was read the third time and on the question of its passage as amended, Mr. Smith, of the Thirty-fourth District, demanded the ayes and nays, which were recorded.

Those who voted in the affirmative are Messrs.—

Blalock,
Chambers,
Corput,
Crawford,
Davis,

Humphries,
McAfee,
Matthews,
Moore,
Pope,

Russell,
Scaife,
Sirmans,
Smith of 41st Dist.,
Thompson,

| | | |
|-------------|-----------|----------------------|
| Fitzgerald, | Reaves, | Whittaker, |
| Fleming, | Rembert, | Wilcox, |
| Hackett, | Robbe, | Wright of 38th Dist. |
| Hatcher, | Robinson, | |

Those who voted in the negative are Messrs.—

Persons, Smith of 34th Dist., Wilson of 13th Dist.

There are ayes 26 ; there are nays 3. So the bill was passed as amended by constitutional majority

The Senate took up the report of the Committee on Special Judiciary on the bill of the House to amend the charter of the city of Gainesville.

Proof of legal notice was submitted.

The report was agreed to.

The bill was read the third time and passed, ayes 27, nays 0.

The bill to amend sub-section 8 of section 1288 of the Code was taken up under adverse report of the Finance Committee and lost by agreement with said report.

Mr. Davis introduced the following bill which was read the first time and referred to the Special Judiciary Committee, to-wit :

A bill to authorize the mayor and council of Toccoa to issue bonds for the erection and equipping school buildings in said town, and for other purposes.

Mr. Wilson, of the Thirteenth District, introduced a bill to provide for the holding of annual and monthly teachers' institutes in the State of Georgia,

etc., and for other purposes, which was referred to the Committee on Education.

Mr. Robbe offered the following resolution which was read and referred to the Committee on the Lunatic Asylum, to-wit :

WHEREAS, It is the unanimous opinion of the Board of Trustees and the Officers of the Georgia State Lunatic Asylum, as well as many others, who are acquainted with the facts, that in the near future it will be absolutely necessary, in order to accommodate the constantly increasing number of applications for admission into the lunatic asylum, to build additional buildings for their accommodation, and it is the opinion of many that when the additional buildings are constructed, they should be built in some part of the State remote from the present asylum.

Therefore, be it resolved by the Senate, the House concurring, That a committee of two from the Senate and three from the House be appointed to obtain plans of such buildings as are deemed necessary, and submit the same, with estimates of their cost and with such other information as may be necessary to a full understanding of the expense of construction and location, to the next session of the General Assembly

The Senate adjourned, on motion until 9 o'clock A. M. to-morrow.

SENATE CHAMBER, ATLANTA, GEORGIA.
Tuesday, December 6, 1892, 9 O'clock A. M.

The Senate met pursuant to adjournment, the President in the chair.

Prayer was offered by the Rev. John Jones, D. D., Chaplain of the Senate.

On the call of the roll the following Senators answered to their names :

| | | |
|-------------|-----------|-----------------------|
| Blalock, | Johnson, | Sirmans, |
| Chambers. | McAfee, | Smith of 15th Dist., |
| Corput, | Matthews, | Smith of 19th Dist., |
| Crawford, | Monk, | Smith of 34th Dist., |
| Daley, | Moore, | Smith of 41st Dist., |
| Davis. | Persons, | Thompson, |
| Dennard. | Pinson, | Whittaker, |
| Edwards, | Pope, | Wilson of 11th Dist., |
| Fitzgerald. | Reaves. | Wilson of 13th Dist., |
| Fleming. | Reese, | Wilcox. |
| Gholston. | Rembert, | Wooten, |
| Hackett, | Robbe, | Wright of 1st Dist., |
| Hatcher, | Robinson, | Wright of 38th Dist., |
| Humphries, | Russell, | Mr. President. |
| Jenkins, | Scaife. | |

Mr. Fitzgerald, Chairman of the Committee on Journals, reported the Journal correct. It was then read and confirmed by the Senate.

Mr. Smith, of the Thirty-fourth District, moved a reconsideration of so much of the Journal of yesterday as relates to the passage of the bill of the House to authorize the county authorities having control of any county chaingangs in this State to establish camps and work and control convicts beyond the limits of the county to which said convicts belong for

the purpose of providing material for public roads and other public purposes.

On motion of Mr. Hackett, the motion to reconsider was laid on the table.

The special order for this day was taken up and, on motion of Mr. Hatcher, was discharged for this day and made the special order for Friday next at 10 o'clock A. M., to-wit :

A bill of the House to authorize and direct the Governor and Treasurer of this State to issue bonds of the State to the amount of \$368,000, etc., and for other purposes.

On motion of Mr. Jenkins, the following bill of the House was taken from the Committee on Railroads, read and recommitted, to-wit :

A bill to define and limit the right and power to hold and vote shares in the capital stock of railroad companies by trustees and other representatives, and by persons holding such shares jointly or in common, and by corporations, to prescribe oaths for persons offering to vote shares as aforesaid and to fix the penalty for false swearing in the same, and for other purposes.

Mr. Smith, Chairman of the Committee on Corporations, submitted the following report :

Mr President :

Your committee have had under consideration the following Senate bill which they instruct me to report back, with the recommendation that the same do pass. to-wit:

A bill to confirm certain ordinances of the city council of Augusta.

Also, as amended, a bill to incorporate the town of Leslie in the county of Sumter.

Respectfully submitted.

C. W. SMITH, Chairman.

Mr. Robbe, Chairman Committee on Public Schools, submitted the following report :

Mr. President :

Your Committee on Public Schools have had under consideration the following Senate bills which they instruct me to report back, with the recommendation that same do pass, to-wit :

A bill to be entitled an act to establish a system of public schools in the town of Roswell in Cobb county, to provide for the election of a school board, to levy tax for support of same, and for other purposes.

Also, a bill to be entitled an act to amend an act entitled an act to amend section 12 of the common school laws of Georgia, approved October 27, 1887, so as to create or to establish county teachers' institutes, and for other purposes, by striking the following words, beginning at the forty-second line of said act, to-wit : To require the County Board to pay teachers when schools have to be closed on account of said weekly sessions of said institutes their regular salaries, and for other purposes.

Also, the following House bill do pass as amended :

A bill to be entitled an act to authorize the mayor and city council of Eatonton to establish and main-

tain a system of public schools for said city, to levy and collect tax for maintaining same, payable to the trustees of the white and colored schools of said city, and for other purposes.

Also, the following Senate bill do not pass, to-wit :

A bill to be entitled an act to provide for the payment of *per diem* to the members of County Boards of Education in this State and to designate the fund from which this *per diem* is to be paid.

Respectfully submitted.

C. A. ROBBE, Chairman.

The following message was received from the House through Mr. Hardin, the Clerk :

Mr President :

The House has concurred in the Senate amendment to the following House bills, to-wit :

A bill repealing the act providing for the registration of all voters in the county of Jefferson, and for other purposes.

Also, a bill defining and limiting the use of the capitol building and grounds, and for other purposes.

The House has also passed the following Senate bill by the requisite constitutional majority, to-wit :

A bill to change the name of the Georgia Institute for the Education of the Deaf and Dumb.

The House has also passed by the requisite constitutional majority the following House bills, to-wit :

A bill to fix the time of holding the Superior Court in the county of Rabun.

Also, a bill to prescribe a punishment for shooting or throwing missiles at railroad trains.

Also, a bill to amend an act entitled an act to amend section 3331, so as to correct a mistake in quoting said section of the Code, and for other purposes.

Also, a bill to amend section 7 of the act approved December 3, 1880, establishing a City Court for the city of Griffin, and for other purposes.

Also, a bill to incorporate the town of Etna, and for other purposes.

Also, a bill to alter and enlarge the incorporate limits of the town of Bremen.

Also, a bill to approve the grant by the mayor and aldermen of the city of Savannah to the Savannah Theater Company of nine feet on Bull street in said city, and for other purposes.

Also, a bill to legalize the occupancy of wharf on Ocmulgee street in the city of Macon, by the East Tennessee, Virginia and Georgia Railway Company, etc.

Also, a bill to amend section 3266 of the Code of Georgia of 1882 ; also, section 3271 of the Code of 1882 of Georgia, and for other purposes.

Also, a bill to authorize all incorporated towns and cities in this State to receive donations of any prop-

erty, real or personal, that may be given to them in any manner whatsoever, and for other purposes.

Also, a bill to change the time of holding superior court in the county of Lee.

The House has also adopted the following joint resolution, in which the concurrence of the Senate is asked, to-wit :

A resolution providing for the indexing of the journals for the House of Representatives and the Senate, for the sessions of 1892 and 1893, and for other purposes.

Mr. Wilson, Chairman of the Committee on Lunatic Asylum, submitted the following report :

Mr. President :

Your Committee on Lunatic Asylum have had under consideration the following Senate resolution, which they instruct me to report back, with the recommendation that the same do pass, to-wit :

A resolution that a committee of two from the Senate and three from the House be appointed to investigate the Georgia Lunatic Asylum, and to obtain plans of such buildings as are deemed necessary, and to submit the same with estimate of their cost, and with such other information as may be necessary to a full understanding of the expense of construction and location, and submit the same to the next session of the General Assembly of Georgia.

Respectfully submitted.

WM. A. WILSON, Chairman.

Mr. Persons, Chairman *pro tem.* of the Committee on Enrollment, submitted the following report :

Mr President:

The Committee on Enrollment have had under consideration the following Senate bills, which they report as duly enrolled and ready for the signatures of the President and Secretary of the Senate, and the Speaker and Clerk of the House, to-wit :

An act to amend an act to create a Board of Commissioners for the county of McIntosh and the city of Darien, etc.

Also, an act to create a Board of Commissioners for the city of Darien, etc.

Respectfully submitted.

A. P. PERSONS, Chairman *pro tem.*

Mr. Hatcher, Chairman *pro tem.* of the General Judiciary Committee, submitted the following report :

Mr President:

Your committee have had under consideration the following Senate bills, which they instruct me to report back, with the recommendation that the same do pass, to-wit :

A bill to amend section 3736 of the Code, and for other purposes.

Also, a bill to amend section 4159 of the Code of Georgia, and for other purposes.

Also, a bill to regulate the practice before the Supreme Court, and to prevent the dismissal of cases therein upon technical grounds, etc.

Also, a bill to suspend the statutes of limitations as to executions against defendants who have taken homesteads during the existence of the homestead estate.

Also, a bill to amend section 3149(a) of the Code as amended by acts of 1889, providing for creditors' bills against insolvent corporations, trader or firm of traders, which they recommend do pass as amended.

Also, a bill to amend section 281 of the Code of Georgia, by repealing the last sentence in said section, which they recommend do pass as amended.

Also, the following House bills which they instruct me to report back, with the recommendation that the same do pass, to-wit :

A bill to amend an act entitled an act to fix with certainty on the dockets the places of cases in which new trials are granted by the Supreme Court, approved November 12, 1889.

Also, a bill to amend an act to define the rights of landlords, and for other purposes, approved November 5, 1889.

Also, a bill to authorize judges of the Superior Courts to appoint a special bailiff in counties containing a city of sixty thousand population or more, and for other purposes.

Also, a bill to change the time of holding the Superior Court of Morgan county.

Also, a bill to change the time of holding the Superior Court of Rockdale county, and for other purposes.

Also, the following House bills which they recommend do not pass, to-wit :

A bill to prohibit in this State the holding of more than one county office by one person, and for other purposes.

Also, a bill to amend section 4527 of the Code of 1882, and for other purposes.

Also, a bill to provide for changing the time of holding Justice Courts.

Also, a bill to amend the acts establishing City Courts in certain counties, so as to allow judges of City Courts in certain counties to practice.

Also, a bill to require deposits for costs for non-resident plaintiffs in Justice Courts in this State.

Also, a bill to amend an act entitled an act to amend the fence laws of this State, and to repeal section 1449 of the Code of Georgia, approved November 26, 1890.

Respectfully submitted.

SAML. B. HATCHER, Chairman *pro tem.*

Mr. Persons, Chairman *pro tem.* of the Committee on Enrollment, submitted the following report :

Mr. President :

The Committee on Enrollment have had under consideration the following Senate bill which they report as duly enrolled and ready for the signatures of the President and Secretary of the Senate, to-wit :

An act to amend section 1496 of the Code of Geor-

gia, so as to change the length of time which notice shall be published by any stockholder upon sale of his stock in any banks or corporation, to relieve such stockholder from individual liability, and to prescribe the newspaper in which notice is to be given.

Also, the following :

Concurrent resolution requesting our Senators and Representatives in Congress to support the Hatch bill.

Respectfully submitted.

A. P. PERSONS, Chairman *pro tem*.

Mr. Persons, Chairman *pro tem*. Committee on Enrollment, submitted the following report :

Mr President :

Your committee report as duly enrolled and ready for the signatures of the President and Secretary of the Senate and the Speaker and Clerk of the House, the following Senate bill, to-wit :

An act to repeal an act to authorize the running of freight trains over the Georgia Railroad on Sundays.

Respectfully submitted.

A. P. PERSONS, Chairman *pro tem*.

Mr. Persons, Chairman *pro tem*. on Enrollment, submitted the following report :

Mr President :

The Committee on Enrollment report as duly enrolled and signed by the Speaker and Clerk of the House, and ready for the signatures of the President

and Secretary of the Senate, the following House acts, to-wit :

An act to amend the registration law of McIntosh county.

Also, an act to repeal an act to organize a County Court in each of the counties of Calhoun, Baker, Quitman and Miller, to define their jurisdiction, and for other purposes, approved March 2, 1874, so far as the same relates to the county of Quitman.

Also, an act to fix the compensation of the members of the County Board of Education of Elbert county, to provide for the payment of the same, and for other purposes.

Also, an act to amend an act approved August 29, 1885, entitled an act to provide for the registration of voters to vote at municipal elections in the city of Savannah, and for other purposes, by changing the time during which the registrars shall attend for the purpose of registration, and for other purposes.

Also, an act to repeal an act entitled an act to provide for and require the registration of voters in Newton county, and for other purposes.

Also, an act to amend the act establishing a Board of County Commissioners for Decatur county, approved December 15, 1871, and all acts approved September 26, 1891, by striking from said act each and all provisions providing for the election of commissioners by the people, and providing in lieu thereof for their appointment by the judge of the Superior Courts of the Albany Circuit, and for other purposes.

Respectfully submitted.

A. P. PERSONS, Chairman *pro tem*.

The following bills of the House were read the first time and referred as indicated, to-wit :

A bill to change the time of holding the Superior Court for the county of Lee in the Southwestern Circuit.

Referred to the General Judiciary Committee.

A bill to approve the grant by the mayor and aldermen of the city of Savannah to the Savannah Theatre Company of nine feet on Bull street in said city

Referred to the Special Judiciary Committee.

A bill to legalize the occupancy of wharf on Ocmulgee street in the city of Macon by the East Tennessee, Virginia and Georgia Railway Company

Referred to the Committee on Corporations.

A bill to amend section 7 of an act approved December 3, 1880, establishing a City Court for the city of Griffin.

Referred to the Special Judiciary Committee.

A bill to amend an act to amend section 3331 of the Code, etc., and for other purposes.

Referred to the General Judiciary Committee.

A bill to prescribe a punishment for shooting or throwing missiles at railroad trains.

Referred to the General Judiciary Committee.

A bill to incorporate the town of Etna, and for other purposes.

Referred to the Committee on Corporations.

A bill to alter and enlarge the incorporate limits of the town of Bremen.

Referred to the Committee on Corporations.

A bill to fix the time of holding the Superior Court in the county of Rabun.

Referred to the General Judiciary Committee.

A bill to amend section 3766 of the Code, etc., and for other purposes.

Referred to the General Judiciary Committee.

A bill to authorize all incorporated towns and cities in this State to receive donations of any property, real or personal, that may be given to them by deed of gifts, will or otherwise, whether subject to conditions or not, etc., and for other purposes.

Referred to the Committee on Corporations.

The following message was received from the House through Mr. Hardin, the Clerk :

Mr President :

The House has passed, by the requisite constitutional majority, the following House bills, to-wit :

A bill to relieve William Chester and John M. Wilder, securities on the bond of Thomas N. Goss, in the Superior Court of Dawson county, and for other purposes.

The following joint resolution of the House was read the first time and referred to the Committee on Finance, to-wit :

A resolution providing for the indexing of the Journals for the House of Representatives and the Senate for the sessions of 1892 and 1893, and for other purposes.

The bill of the House to relieve John M. Wilder and William Chester, securities on the bond of Thomas N. Goss, etc., and for other purposes, was read the first time and referred to the Committee on Finance.

By resolution of Mr. Whittaker, the Hon. R. H. Jackson, ex-Senator, was tendered a seat in the Senate.

On motion of Mr. Wilson of the Thirteenth District, the resolution of Mr. Robbe to appoint a committee to receive estimates, etc., for new buildings for the State Lunatic Asylum and report at the next session, which was spread in full on yesterday's Journal, was taken up under favorable report of the Committee on the Lunatic Asylum, read and agreed to.

The following bills of the House were taken up under adverse reports of committees and lost by agreement with said reports, to-wit :

A bill to amend the acts establishing city courts in certain counties so as to allow judges of city courts in certain counties to practice.

A bill to require deposits for costs by non-resident plaintiffs in justice courts of this State.

A bill to amend an act to prohibit the holding of more than one county office by any one person at the same time.

A bill to provide for changing the time of holding justice courts.

A bill of the Senate to provide for the payment of *per diem* to the members of County Boards of Education in this State, and to designate the fund from which this *per diem* is to be paid.

The Senate, under adverse report of the General Judiciary Committee, took up the bill of the House to amend section 4527 of the Code of 1882.

Mr. Corput moved to disagree to the adverse report, and on this proposition required the ayes and nays to be recorded.

Those who voted in the affirmative are Messrs.—

| | | |
|-------------|----------------------|-----------------------|
| Blalock, | Pope, | Whittaker, |
| Corput, | Robbe, | Wilson of 13th Dist., |
| Fitzgerald, | Smith of 19th Dist., | Wilcox, |
| Pinson, | Thompson, | Wright of 1st Dist. |

Those who voted in the negative are Messrs.—

| | | |
|------------|-----------|-----------------------|
| Chambers, | Johnson, | Russell, |
| Crawford, | McAfee, | Sirmans, |
| Dennard, | Moore, | Smith of 15th Dist., |
| Edwards, | Persons, | Smith of 34th Dist., |
| Hackett, | Reaves, | Smith of 41st Dist., |
| Hatcher, | Reese, | Wright of 38th Dist., |
| Humphries, | Rembert, | |
| Jenkins, | Robinson, | |

There are ayes 12; there are nays 22. So the motion to disagree to the adverse report did not prevail.

The bill was then lost by agreement with said adverse report.

On motion of Mr. Fitzgerald, the bill of the House

to amend an act to amend the fence laws of this State and to repeal section 1449 of the Code, etc., was re-committed to the General Judiciary Committee.

Leave of absence was granted Mr. McAfee for tomorrow.

By resolution of Mr. Scaife, the Hon. W. G. Sheats was invited to a seat in the Senate.

The bill of the Senate to enable the payees, holders or owners of promissory notes, or other debts or obligations for the payment of money secured by deed conveying real estate and other property to a trustee to file a reconveyance and levy and sell the land or other property, etc., was re-committed to the General Judiciary Committee.

The bill of the Senate prescribing how mortgaged property may be sold under a power of sale in the mortgage was taken up under adverse report of the General Judiciary Committee, and on motion of Mr. Hatcher, re-committed to said committee.

The following bills were introduced, read the first time and referred as indicated, to-wit :

By Mr. Robinson—

A bill to amend an act to revive the office of State Geologist, and to provide for a geological, mineralogical and physical survey of the State of Georgia, and for other purposes, approved November 12, 1889.

Referred to the Committee on Mines and Mining.

By Mr. Smith of the Thirty-fourth District—

A bill to prescribe the measure of damages to be recovered on forthcoming bonds.

Referred to the General Judiciary Committee.

By Mr. Edwards—

A bill to appoint a County Commissioner of Agriculture for each and every county in this State, etc., and for other purposes.

Referred to the Committee on Agriculture.

The Senate took up the report of the Committee on Public Schools on the bill of the House to authorize the mayor and city council of Eatonton to establish and maintain a system of public schools for said city, and for other purposes.

Proof of legal notice was submitted.

The committee reported in favor of the passage of the bill with an amendment, which was adopted.

The report was agreed to.

The bill was read the third time and passed, as amended ; ayes 34, nays 0.

The Senate took up the report of the Committee on the Lunatic Asylum on the bill of the Senate to amend an act for the protection of persons confined in the insane asylum of this State in their right to communicate with their friends, etc., and for other purposes, approved October 21, 1891.

The report was agreed to.

The bill was read the third time and passed : ayes 33, nays 0.

The Senate took up the report of the Committee on the Penitentiary on the bill of the Senate for the

better care and humane treatment of misdemeanor convicts, and for other purposes.

The committee reported in favor of its passage, with certain amendments, which were adopted, and the report was agreed to.

The bill was read the third time and passed as amended ; ayes 36, nays 0.

The Senate took up the report of the Committee on Public Schools on the bill of the Senate to establish a system of public schools in the town of Roswell, and for other purposes.

Proof of legal notice was submitted.

The report was agreed to.

The bill was read the third time and passed ; ayes 33, nays 0.

The following bills of the House were read the second time and passed to a third reading, to-wit :

A bill to change the time of holding the Superior Court of Lee county

A bill to change the time of holding the Superior Court of Rockdale county

A bill to amend an act to fix with certainty on the dockets the places of cases in which new trials are granted by the Supreme Court, approved November 12, 1889.

A bill to amend an act to define the rights of landlords, to declare the effects of certain contracts and

make it penal for any cropper in certain cases to sell or dispose of crops, etc., and for other purposes.

And a bill to authorize the judges of the superior courts in this State to appoint a special bailiff, etc., and for other purposes.

The following bills of the Senate were read the second time and passed to a third reading, to-wit :

A bill to amend section 281 of the Code of Georgia.

A bill to amend section 3736 of the Code, and for other purposes.

A bill to regulate the practice before the Supreme Court, to prevent dismissal of cases on technical grounds, etc., and for other purposes.

A bill to amend section 4159 of the Code of Georgia, and for other purposes.

A bill to amend an act to amend section 12 of the Common School Laws of Georgia approved October 27, 1887, and for other purposes.

A bill to suspend the statutes of limitations as to executions against defendants who have taken homesteads during the existence of the homestead, and for other purposes.

A bill to amend section 3149(a) of the Code, and for other purposes.

A bill to incorporate the town of Leslie, in Sumter county ; and

A bill to confirm certain ordinances of the city council of Augusta.

The Senate having disposed of all business on the desk of the Secretary, adjourned, on motion, until 9 o'clock A. M. to-morrow.

SENATE CHAMBER, ATLANTA, GEORGIA,
Wednesday, December 7, 1892, 9 O'clock A. M.

The Senate met pursuant to adjournment, the President in the chair.

Prayer was offered by the Rev John Jones, D. D., Chaplain of the Senate.

On the call of the roll the following Senators answered to their names :

| | | |
|-------------|-----------|-----------------------|
| Blalock, | Johnson, | Sirmans, |
| Chambers, | McAfee, | Smith of 15th Dist., |
| Corput, | Matthews, | Smith of 19th Dist., |
| Crawford, | Monk, | Smith of 34th Dist., |
| Daley, | Moore, | Smith of 41st Dist., |
| Davis, | Persons, | Thompson, |
| Dennard, | Pinson, | Whittaker, |
| Edwards, | Pope, | Wilson of 11th Dist., |
| Fitzgerald, | Reaves, | Wilson of 13th Dist., |
| Fleming, | Reese, | Wilcox, |
| Gholston, | Rembert, | Wooten, |
| Hackett, | Robbe, | Wright of 1st Dist., |
| Hatcher, | Robinson, | Wright of 38th Dist., |
| Humphries, | Russell, | Mr. President. |
| Jenkins, | Scaife, | |

Mr. Fitzgerald, Chairman of the Committee on Journals, reported the Journal correct. It was then read and confirmed by the Senate.

Mr. Robbe moved a reconsideration of so much of the Journal of yesterday as relates to the refusal to

pass the bill of the House to prohibit the holding of more than one county office at the same time by any one person. The motion did not prevail.

The President announced the following as the committee on the part of the Senate under joint resolution from the House to provide a joint committee to inquire whether there have been violations of the Convict Lease Act of 1876, to-wit: Messrs. Hackett, Reese and Chambers.

The following committee was appointed by the President, under resolution of Mr. Robbe, on preparatory steps to the making of changes in buildings of the lunatic asylum, to-wit: Messrs. Robbe and Wilson of the Thirteenth District.

Mr. Blalock gave notice of a minority report on the bill to amend the law granting pensions to Confederate widows.

Mr. Corput, Chairman Finance Committee, submitted the following report:

Mr. President:

Your committee have had under consideration the following House resolution which they instruct me to report back, with the recommendation that the same do pass, to-wit:

A resolution providing for the indexing of the Journals for the House and the Senate for the sessions of 1892 and 1893, and for other purposes.

Also, the following resolution which they instruct me to report back, with the recommendation that same do pass as amended, to-wit:

A resolution to authorize the State Treasurer to pay the face amount, one thousand dollars, and interest coupons due on bond No. 193, issued by authority of an act of the General Assembly approved January 15, 1872, and due January 1, 1892, which is owned by Dr. A. W. Calhoun.

Also, a bill which they instruct me to report back, with the recommendation the same do pass by substitute, to-wit :

A bill to be entitled an act to amend an act entitled an act to allow pensions to certain Confederate widows, and for other purposes, approved December 23, 1890, so as to change the amount of the annual pensions, and for other purposes.

Also, a bill to be entitled an act to authorize the Commissioners of Roads and Revenues for the county of Stewart to issue coupon bonds to an extent not to exceed twenty-five thousand dollars bearing interest not to exceed 6 per cent. per annum payable semi-annually, for the purpose of a new court house in the town of Lumpkin, in the county of Stewart; to provide for the creation of said county debt and payment of same; of submitting the question of issuing said bonds to the qualified voters of said county for ratification or rejection, and for other purposes.

Respectfully submitted.

FELIX CORPUS, Chairman.

Mr. Fitzgerald, Chairman Committee on Agriculture, submitted the following report :

Mr. President :

Your committee have had under consideration the following House bill which they instruct me to report

back, with the recommendation that the same do pass, to-wit :

A bill to be entitled an act to repeal an act entitled an act to prohibit the sale of seed cotton in the county of Jefferson from the 15th of August to the 24th of December, and to provide a penalty for the violation of the same, approved October 14, 1891.

Respectfully submitted.

W W FITZGERALD, Chairman.

Mr. Reese, Chairman of the General Judiciary Committee, submitted the following report :

Mr. President :

Your committee have had under consideration the following Senate bill which they instruct me to report back, with the recommendation that the introducer have leave to withdraw the same, as a bill covering the same matter has become a law, to-wit :

A bill to repeal an act entitled an act to provide for a Board of Equalization of real and personal property subject to taxation in this State, and for other purposes.

Also, a bill to repeal an act to provide a Board of Equalization of real and personal property subject to taxation in this State, approved August 14, 1891, with the recommendation that the introducer have leave to withdraw the same.

Also, the following House bills which they recommend do pass, to-wit :

A bill to provide that all bills, resolutions and all other matters pending in the Senate and House of

Representatives at the close of the first session of each General Assembly shall go over to the second session of such General Assembly as unfinished business.

Also, a bill to amend section 3514 of the Code of Georgia.

Also, a resolution to appoint a Joint Committee of three from the House and two from the Senate to examine the manuscript of the "Georgia Justice" prepared by Judge C. H. Sutton and report upon the same, and whether the State should subscribe for the same, which they recommend do not pass.

Respectfully submitted.

M. P. REESE, Chairman.

Mr. Edwards, Chairman of the Committee on Special Judiciary, submitted the following report :

Mr. President:

Your Committee on Special Judiciary have had under consideration the following Senate bill which they instruct me to report back, with the recommendation that the same do pass, to-wit :

A bill to be entitled an act to authorize the mayor and council of Toccoa to issue bonds for the purpose of erecting and equipping school buildings in said town of Toccoa, and to provide for the payment of the principal and interest of said bonds by levying a tax therefor, and to provide for an election to ratify the provisions of this act, and for other purposes.

Respectfully submitted.

EDWARDS, Chairman.

Mr. Monk, Chairman Committee on Enrollment, submitted the following report :

Mr. President:

Your Committee on Enrollment report as duly enrolled and ready for the signatures of the President and Secretary of the Senate and the Speaker and Clerk of the House the following Senate act, to-wit :

An act to change the name of the Georgia Institution for the Education of the Deaf and Dumb.

Respectfully submitted.

S. S. MONK, Chairman.

Mr. Persons, Chairman of the Committee on Banks, submitted the following report :

Mr. President:

Your Committee on Banks have had under consideration the following House bill and they recommend that the same do pass :

A bill to amend section 943(a) of the Code of Georgia of 1882, providing for the selection by the Governor of Georgia of banks in certain cities therein named, known and designated as State depositories, so as to add to the cities therein named the city of Marietta, and for other purposes.

Respectfully submitted.

A. P. PERSONS, Chairman.

The following bills were introduced, read the first time and referred as indicated, to-wit :

By Mr. Smith of the Forty-first District (by request)—

A bill to be entitled an act to prohibit the employ-

ment on locomotive engines of firemen who are not able to read and write and to calculate changes in schedules.

Referred to the Committee on Railroads.

By Mr. Fitzgerald—

A bill to incorporate the town of Omaha in Stewart county, and for other purposes.

Referred to the Committee on Corporations.

A bill to create a District Court for each of the Senatorial Districts of the State of Georgia, and for other purposes.

Referred to the General Judiciary Committee.

By Mr. Jenkins—

A bill to provide for the appointment of a Commissioner of Pardons for this State, etc., and for other purposes.

Referred to the General Judiciary Committee.

The resolution of the House to appoint committee to examine and report upon Sutton's Digest was lost by agreement with the adverse report of the General Judiciary Committee.

The following bills of the Senate were withdrawn by the movers, with consent of the Senate, to-wit :

A bill to repeal an act to provide for a Board of Equalization of real and personal property subject to taxation, introduced by Mr. McAfee, and a bill of identical title introduced by Mr. Reaves.

The following message was received from the House through Mr. Hardin, the Clerk :

Mr President :

The House has passed by the requisite constitutional majority the following House bills, to-wit :

A bill to amend section 178 of the Code of Georgia of 1882.

Also, a bill to incorporate the town of Carlton in the county of Madison, and for other purposes.

The following bills and resolutions of the Senate were read the second time and passed to a third reading, to-wit :

A bill to amend section 3514 of the Code of Georgia.

A bill to amend section 943(a) of the Code of Georgia.

A bill to provide that all bills, resolutions and all other matters pending in the Senate and House of Representatives at the close of the first session of each General Assembly shall go over to the second session of such General Assembly as unfinished business, and for other purposes.

A bill to repeal an act to prohibit the sale of seed cotton in the county of Jefferson from the 15th of August to the 24th of December.

A bill to amend an act to allow pensions to certain Confederate widows.

A resolution to authorize the State Treasury to pay the full amount of \$1,000 and interest coupons due

on bond No. 193, issued by authority of an act of the General Assembly, approved January 15, 1872, and due January 1, 1892, which is owned by Dr. A. W. Calhoun.

And a resolution providing for the indexing of the Journals of the House of Representatives and the Senate for the sessions of 1892 and 1893, and for other purposes.

The following bills of the Senate were read the second time and passed to a third reading, to-wit:

A bill to authorize the mayor and council of Toccoa to issue bonds for erecting and equipping school buildings, etc.

A bill to authorize the Commissioners of Roads and Revenues of Stewart county to issue coupon bonds, etc., etc., and for other purposes.

The Senate took up the report of the General Judiciary Committee on the bill of the Senate to regulate the practice before the Supreme Court; to prevent dismissal of cases upon technical grounds, etc., and for other purposes.

The report was agreed to.

The bill was read the third time and passed, ayes 24, nays 0.

The Senate took up the report of the General Judiciary Committee on the bill of the Senate to amend section 4159 of the Code, etc., and for other purposes.

The report was agreed to.

The bill was read the third time and passed, ayes 28, nays 0.

The Senate took up the report of the Committee on Corporations on the bill of the Senate to incorporate the town of Leslie, in Sumter county, etc., and for other purposes.

The committee reported in favor of its passage, with an amendment, which was adopted, and the report was agreed to.

The bill was read the third time and passed, as amended, ayes 30, nays 0.

The Senate took up the report of the General Judiciary Committee on the bill of the Senate to amend section 3149(a) of the Code, as amended by acts of 1889, providing for creditors' bills against insolvent corporations, trader or firm of traders, and for other purposes.

The committee reported in favor of its passage, with an amendment, which was adopted, and the report was agreed to.

The bill was read the third time and passed, as amended, ayes 23, nays 0.

The Senate took up the report of the Committee on Corporations on the bill of the Senate to confirm certain ordinances of the city council of Augusta, and for other purposes.

Proof of legal notice was submitted.

The report was agreed to.

The bill was read the third time and passed, ayes 31, nays 0.

The Senate took up the report of the General Judiciary Committee on the bill of the Senate to suspend the statutes of limitations as to executions against defendants who have taken homesteads during the existence of the homestead estate, and for other purposes.

The report was agreed to.

The bill was read the third time and passed, ayes 25, nays 0.

The bill of the Senate to amend section 281 of the Code was taken up under report of the General Judiciary Committee, which committee reported in favor of the passage of the bill with an amendment, which was adopted, and the report was agreed to.

The bill was read the third time and lost, there being ayes 11, nays 17

The Senate took up the report of the General Judiciary Committee on the bill of the Senate to amend section 3736 of the Code.

The report was agreed to.

The bill was read the third time and passed, ayes 24, nays 2.

The following bills of the House were read the first time and referred as indicated, to-wit :

A bill to amend section 178 of the Code of Geor-

gia, so as to change the time for the meeting of the General Assembly at the second annual session.

Referred to the General Judiciary Committee.

A bill to incorporate the town of Carltonville in the county of Madison, and for other purposes.

Referred to the Committee on Corporations.

On motion of Mr. Wooten, a bill of the House to authorize the formation of the Fourth Infantry Battalion of Georgia Volunteers was withdrawn from the Committee on Military Affairs and after being read the second time was recommitted.

The Senate took up the report of the Committee on the General Judiciary on the bill of the House to amend an act to fix with certainty on the dockets the places of cases in which new trials are granted by the Supreme Court, approved November 12, 1889.

The report was agreed to.

The bill was read the third time and passed, ayes 29, nays 0.

The Senate took up the report of the General Judiciary Committee on the bill of the House to amend an act to define the rights of landlords ; to declare the effects of certain contracts ; to make it penal for any cropper to sell or dispose of crops in certain cases, etc., approved November 5, 1889, by striking from section 2 thereof the words "with intent to defraud his cropper," and for other purposes.

The report was agreed to.

The bill was read the third time and passed, ayes 27, nays 0.

The Senate took up the report of the General Judiciary Committee on the bill of the House to change the time of holding the Superior Court of Rockdale county, and for other purposes.

The report was agreed to.

The bill was read the third time and passed, ayes 28, nays 0.

The Senate took up the report of the General Judiciary Committee on the bill of the House to authorize the judges of the Superior Courts in this State to appoint a special bailiff in counties containing a city of 60,000 population or more, etc., and for other purposes.

The report was agreed to.

The bill was read the third time and passed, ayes 27, nays 0.

The Senate took up the report of the General Judiciary Committee on the bill of the House to change the time of holding the Superior Court of the county of Lee, etc., and for other purposes.

The report was agreed to.

The bill was read the third time and passed, ayes 29, nays 0.

The following bills were introduced, read the first time and referred as indicated, to-wit :

By Mr. Matthews—

A bill to create and organize a new judicial circuit to be known as the Ogeechee Circuit.

Referred to the General Judiciary Committee.

By Mr. Wooten—

A bill to provide for the creation of the office of assistant quartermaster in the volunteer forces of this State, etc.

Referred to the Committee on Military Affairs.

By Mr. Reese—

A bill to amend an act to prescribe the manner of taking cases to the Supreme Court, and for other purposes, approved November 11, 1889.

Referred to the General Judiciary Committee.

The bill of the Senate to amend an act to amend section 12 of the Common School Laws of Georgia, which was taken up on its third reading was, on motion, laid on the table.

Mr. Wilson, of the Thirteenth District, offered the following resolution which was on motion taken up, read and agreed to, to-wit :

Resolved, That during the absence of the Secretary of the Senate from providential cause, W E. Candler be, and he is, hereby elected Secretary *pro tempore*, and is hereby authorized to act for said Secretary during his absence.

The Senate having disposed of all business on the desk of the Secretary, adjourned, on motion, until 10 o'clock A. M. to-morrow

SENATE CHAMBER, ATLANTA, GEORGIA,
Thursday, December 8, 1892, 10 O'clock A. M.

The Senate met pursuant to adjournment, the President in the chair.

Prayer was offered by the Rev. John Jones, D. D., Chaplain of the Senate.

On the call of the roll the following Senators answered to their names :

| | | |
|-------------|-----------|-----------------------|
| Blalock, | Johnson, | Sirmans, |
| Chambers, | McAfee, | Smith of 15th Dist., |
| Corput, | Matthews, | Smith of 19th Dist., |
| Crawford, | Monk, | Smith of 34th Dist., |
| Daley, | Moore, | Smith of 41st Dist., |
| Davis, | Persons, | Thompson, |
| Dennard, | Pinson, | Whittaker, |
| Edwards, | Pope, | Wilson of 11th Dist., |
| Fitzgerald, | Reaves, | Wilson of 13th Dist., |
| Fleming, | Reese, | Wilcox, |
| Gholston, | Rembert, | Wooten, |
| Hackett, | Robbe, | Wright of 1st Dist., |
| Hatcher, | Robinson, | Wright of 38th Dist., |
| Humphries, | Russell, | Mr. President. |
| Jenkins, | Scaife, | |

Mr. Fitzgerald, Chairman of the Committee on Journals, reported the Journal correct. It was then read and confirmed by the Senate.

Mr. Reese, Chairman of the General Judiciary Committee, submitted the following report :

Mr. President :

Your committee have had under consideration the following Senate bill which they instruct me to re-

port back, with the recommendation that the same do pass, to-wit :

A bill to prescribe the measure of damages to be recovered on forthcoming bonds.

Also, a bill to prescribe how mortgaged property may be sold under power of sale in the mortgagee, and for other purposes, which they recommend do not pass.

Also, the following House bills, which they recommend do pass, to-wit :

A bill to amend section 3266 of the Code, and for other purposes.

Also, a bill to change the time of holding the Superior Court in Lee county, Southwestern Circuit, and for other purposes. •

Also, a bill to amend an act entitled an act to amend section 3331 of the Code.

Also, a bill to amend the fence laws of this State, and to repeal section 1449 of the Code of Georgia, approved November 26, 1890.

Also, a Senate bill to amend section 3406 of the Code of Georgia and to define where certain actions shall be brought against railroad companies in this State, which they recommend do pass.

Respectfully submitted.

• M. P REESE, Chairman.

Mr. Smith, Chairman of the Committee on Corporations, submitted the following report :

Mr President:

Your Committee on Corporations have had under consideration the following House bills which they instruct me to report back, with the recommendation that the same do pass, to-wit :

A bill to be entitled an act to legalize the occupancy of Wharf or Ocmulgee street, in the city of Macon, by the East Tennessee, Virginia and Georgia Railway Company, etc.

Also, a bill to be entitled an act to alter and enlarge the incorporate limits of the town of Bremen.

Also, a bill to be entitled an act to authorize all incorporated towns and cities in this State to receive donations of any property, real or personal, that may be given to them by deed of gift, will or otherwise, whether subject to conditions or not, if the governing body of such towns and cities approve the same ; and, also, to authorize them to act as trustees in cases of any gifts or donations for charitable or eleemosynary purposes.

Also, a bill to incorporate the town of Etna, and for other purposes.

Also, the following Senate bill which they instruct me to report back, with the recommendation that the same do pass as amended, to-wit :

A bill to amend an act to incorporate the town of Omaha in the county of Stewart, approved October 5, 1891, so as to confine the corporate limits of said town to the original survey of said town.

C. W SMITH, Chairman.

Mr. Edwards, Chairman of the Committee on Special Judiciary, submitted the following report :

Mr. President :

Your committee have had under consideration the following House bills which they instruct me to report back, with the recommendation that the same do pass, to-wit :

A bill to be entitled an act to amend section 7 of the act approved December 3, 1880, establishing a City Court of Griffin, and for other purposes.

Also, a bill to be entitled an act to approve the grant by the mayor and aldermen of the city of Savannah to the Savannah Theatre Company of nine (9) feet on Bull street in the city of Savannah for the purpose of remodelling the Savannah theatre.

Also, the following Senate bill which they instruct me to report back, with the recommendation that the same do pass by substitute, to-wit :

A bill to be entitled an act to give to the President and Directors of the East Lake Land Company police power over the grounds of said company, and for other purposes.

Respectfully submitted.

E. F. EDWARDS, Chairman.

The following members of the Finance Committee submitted the following minority report on the bill of the House to prescribe and fix the amount of pensions to be paid Confederate widows of Georgia :

Mr President:

A minority of your committee dissent from the amount fixed by the majority and recommend that the sum of sixty dollars be stricken and the sum of one hundred be inserted. We do this as a matter of simple justice to the worthy and honorable widows of our Confederate soldiers who gave their lives for what they believed to be right and for the best interest of Georgia. After these long years of suffering and deprivation it seems to a minority of this committee that if this loved charge of Georgia is to receive recognition at the hands of the Legislature it should be made as substantial as possible, and when we recall to mind that they are now old and are, like their departed husbands, being fast stricken from the roll, we insist that the sum of one hundred dollars is not too much to pay them and that Georgia is both willing and able.

A. O. BLALOCK,
S. S. MONK,
W C. MATTHEWS,
W W FITZGERALD,
T. J. SMITH,
M. B. PINSON.

On motion of Mr. Smith of the Thirty-fourth District, leave of absence was granted Mr. Chambers for this day

Under a suspension of the rules the following bills were introduced, read the first time and referred as indicated, to-wit :

By Mr. Wooten—

A bill to exempt from jury duty certain members

of the Southern Cadets, Company F, Second Regiment Georgia Volunteers, and for other purposes.

Referred to the Committee on Military Affairs.

By Mr. Wilson of the Thirteenth District—

A bill to alter and amend an act approved October 19, 1891, entitled an act to establish city courts in counties having a population of 15,000, or more, where the same do not now exist, upon the recommendation of the grand juries of said counties; to define the powers, mode of selecting officers and jurisdiction of the same, and for other purposes, by striking out 15,000 and inserting in lieu thereof 14,000.

Referred to the General Judiciary Committee.

On motion of Mr. Corput, under a suspension of the rules, the Senate took up the report of the Finance Committee on the resolution of the House to authorize the payment of pensions to thirty-eight widows of Confederate soldiers who are entitled to pensions under the law, but who have not received it for the reason that the fund was exhausted, and for other purposes.

The committee reported in favor of concurrence in the resolution, with the following amendments, to-wit:

By striking out "38" and inserting "39" wherever it occurs.

Also, by changing in the tenth and eleventh lines of the resolution the words \$3,800.00 and inserting in lieu thereof \$3,900.00.

The amendments were adopted.

The report was agreed to.

The resolution, as amended, was read the third time, and on the question of concurring in the same, as amended, the ayes and nays were recorded.

Those who voted in the affirmative are Messrs.—

| | | |
|-------------|-----------|-----------------------|
| Blalock, | Jenkins, | Russell, |
| Corput, | Johnson, | Scaife, |
| Crawford, | McAfee, | Sirmans, |
| Daley, | Matthews, | Smith of 15th Dist., |
| Davis, | Monk, | Smith of 19th Dist., |
| Dennard, | Moore, | Smith of 34th Dist., |
| Edwards, | Persons, | Whittaker, |
| Fitzgerald, | Pinson, | Wilson of 11th Dist., |
| Fleming, | Pope, | Wilson of 13th Dist., |
| Gholston, | Reaves, | Wilcox, |
| Hackett, | Reese, | Wooten, |
| Hatcher, | Rembert, | Wright of 1st Dist., |
| Humphries, | Robinson, | Wright of 38th Dist. |

There are ayes 39, nays 0.

So the resolution, was concurred in, as amended, by constitutional majority

The following bills of the Senate were read the second time and recommitted, to-wit :

A bill for the creation of the office of assistant quartermaster in the volunteer forces of this State, etc.

A bill to amend an act to regulate the business of insurance in this State, approved October 21, 1887

The following bills of the Senate were read the second time and passed to a third reading, to-wit :

A bill to give to the President and Directors of the

East Lake Land Company police power over the grounds of said company

A bill to amend an act to incorporate the town of Omaha in Stewart county

A bill to prescribe the measure of damages to be recovered on forthcoming bonds.

The following bills of the House were read the second time and passed to a third reading, to-wit:

A bill to amend section 3766 of the Code, etc., and for other purposes.

A bill to change the time of holding the Superior Court in Lee county

A bill to amend an act to amend section 3331 of the Code, etc., and for other purposes.

A bill to amend an act entitled an act to amend, the fence laws of this State, and to repeal section 1449 of the Code, approved November 26, 1890, etc. and for other purposes.

A bill to authorize all incorporated towns and cities of this State to receive donations of any property, real or personal, that may be given to them by deed of gift, will or otherwise, etc.

A bill to amend section 7 of the act approved December 3, 1880, establishing a City Court for the city of Griffin, etc.

A bill to approve the grant by the mayor and aldermen of the city of Savannah to the Savannah Theatre Company of nine feet on Bull street, etc.

A bill to incorporate the town of Etna, and for other purposes.

A bill to legalize the occupancy of Wharf or Ocmulgee street in the city of Macon by the East Tennessee, Virginia and Georgia Railway Company

A bill to alter and enlarge the incorporate limits of the town of Bremen.

On motion of Mr. Corput the rules were suspended and the Senate took up the report of the Finance Committee on the bill of the House to amend an act entitled an act to allow pensions to certain Confederate widows, and for other purposes, approved December 23, 1890, so as to change the amount of the annual pension, and for other purposes.

The committee reported in favor of its passage by substitute of the following title, to-wit :

A bill to amend an act entitled an act to allow pensions to certain Confederate widows, and for other purposes, approved December 23, 1890, so as to change the amount of the annual pension, change the time of paying said pension, and by limiting the pensions to the widow of every Georgia Confederate soldier, and the widow of every Confederate soldier who enlisted in a Georgia regiment now residing in the State of Georgia, and so long as she may continue to so reside.

Mr. Humphries proposed to amend section 1 by striking out the word "sixty" in the fifth line and inserting in its place the words "seventy-two," and by striking out in the seventh line the word "Georgia." Also, by striking out the word "who" in the eighth line, and also the words "enlisted in a Georgia regiment." Also amended by striking out the word

“sixty” in the eighteenth line and inserting the words “seventy-two.”

Mr. Blalock offered the following as an amendment to the proposed amendment of Mr. Humphries, which was read for information, to-wit :

By striking out the words “seventy-two” and substituting the words “one hundred.”

Mr. Humphries called the previous question, which was sustained and the main question was ordered.

1st. The amendment of Mr. Humphries to the substitute offered by the committee.

(The session was, on motion, extended until the pending bill should be disposed of.)

Mr. Blalock withdrew his proposed amendment to the amendment of Mr. Humphries.

On motion of Mr. Hackett the amendment proposed by Mr. Humphries was divided so as to bring first to a vote of the Senate the proposition to strike from the substitute the word “sixty” and insert “seventy-two” ; next, to determine the class of widows entitled to pensions.

Mr. Scaife called for the ayes and nays on the first proposition.

Those who voted in the affirmative are Messrs.—

| | | |
|-------------|----------------------|-----------------------|
| Blalock, | Monk, | Smith of 34th Dist., |
| Davis, | Pinson, | Wilson of 11th Dist., |
| Fitzgerald, | Rembert, | Wilson of 13th Dist., |
| Fleming, | Scaife, | Wooten. |
| Humphries, | Smith of 15th Dist., | |
| Matthews, | Smith of 19th Dist., | |

Those who voted in the negative are Messrs.—

| | | |
|-----------|----------|----------------------|
| Corput, | Jenkins, | Robbe, |
| Crawford, | Johnson, | Robinson, |
| Daley, | McAfee, | Russell, |
| Dennard, | Moore, | Sirmans, |
| Edwards, | Persons, | Whittaker, |
| Gholston, | Pope, | Wilcox, |
| Hackett, | Reaves, | Wright of 1st Dist., |
| Hatcher, | Reese, | Wright of 38th Dist. |

There are ayes 16 ; there are nays 24. So the motion to strike out “sixty” and insert “seventy-two” was not adopted.

The question recurring upon the second part of the amendment proposed by Mr. Humphries, which determined the class of Confederate widows entitled to pensions, the ayes and nays were recorded.

Those who voted in the affirmative are Messrs.—

| | | |
|-------------|------------|----------------------|
| Blalock, | Humphries, | Smith of 15th Dist., |
| Davis, | Matthews, | Wilson of 13th Dist. |
| Fleming, | Rembert, | |
| Fitzgerald, | Scaife, | |

Those who voted in the negative are Messrs.—

| | | |
|------------|-----------|-----------------------|
| Corput, | McAfee, | Sirmans, |
| Crawford, | Monk, | Smith of 19th Dist., |
| Daley, | Moore, | Smith of 34th Dist., |
| Dennard, | Persons, | Whittaker, |
| Edwards, | Pinson, | Wilson of 11th Dist., |
| Gholston, | Pope, | Wilcox, |
| Hackett, | Reaves, | Wooten, |
| Hatcher, | Reese, | Wright of 1st Dist., |
| Humphries, | Robbe, | Wright of 38th Dist. |
| Jenkins, | Robinson, | |
| Johnson, | Russell, | |

There are ayes 10 : there are nays 31. So the amendment was not adopted.

The question then recurred on the adoption of the substitute. The ayes and nays were recorded.

Those who voted in the affirmative are Messrs.—

| | | |
|-----------|-----------|-----------------------|
| Corput, | McAfee, | Sirmans, |
| Crawford, | Moore, | Smith of 19th Dist., |
| Daley, | Persons, | Smith of 34th Dist., |
| Dennard, | Pinson, | Whittaker, |
| Edwards, | Pope, | Wilson of 11th Dist., |
| Gholston, | Reaves, | Wilson of 13th Dist., |
| Hackett, | Reese, | Wilcox, |
| Hatcher, | Robbe, | Wooten, |
| Jenkins, | Robinson, | Wright of 1st Dist., |
| Johnson, | Russell, | Wright of 38th Dist., |

Those who voted in the negative are Messrs.—

| | | |
|-------------|------------|---------------------|
| Blalock, | Humphries, | Scaife, |
| Davis, | Matthews, | Smith of 15th Dist. |
| Fitzgerald, | Monk, | |
| Fleming, | Rembert, | |

There are ayes 30 : there are nays 10. So the substitute was adopted.

The report was agreed to.

The question recurred on the passage of the bill as amended by substitute. On this question the ayes and nays were recorded.

Those who voted in the affirmative are Messrs. —

| | | |
|-----------|----------|-----------------------|
| Blalock, | Johnson, | Sirmans, |
| Corput, | McAfee, | Smith of 19th Dist., |
| Crawford, | Moore, | Smith of 34th Dist., |
| Daley, | Persons, | Whittaker, |
| Davis, | Pinson, | Wilson of 13th Dist., |
| Dennard, | Pope, | Wilcox, |
| Edwards, | Reaves, | Wooten, |
| Gholston, | Reese, | Wright of 1st Dist., |

| | | |
|----------|-----------|----------------------|
| Hackett, | Robbe, | Wright of 38th Dist. |
| Hatcher, | Robinson, | |
| Jenkins, | Russell, | |

Those who voted in the negative are Messrs.

| | | |
|-------------|-----------|---------------------|
| Fitzgerald, | Matthews, | Smith of 15th Dist. |
| Fleming, | Rembert, | |
| Humphries, | Scaife, | |

There are ayes 31 ; there are nays 7. So the bill was passed by substitute by constitutional majority

The hour of adjournment having arrived, the President declared the Senate adjourned until 9 o'clock A. M. to-morrow.

SENATE CHAMBER, ATLANTA, GEORGIA,
Friday, December 9, 1892, 9 O'clock A. M.

The Senate met pursuant to adjournment, the President in the chair.

Prayer was offered by the Rev. John Jones, D. D., Chaplain of the Senate.

On the call of the roll the following Senators answered to their names :

| | | |
|-----------|-----------|----------------------|
| Blalock, | Johnson, | Sirmans, |
| Chambers, | McAfee, | Smith of 15th Dist., |
| Corput, | Matthews, | Smith of 19th Dist., |
| Crawford, | Monk, | Smith of 34th Dist., |
| Daley, | Moore, | Smith of 41st Dist., |
| Davis, | Persons, | Thompson, |
| Dennard, | Pinson, | Whittaker, |

| | | |
|-------------|-----------|-----------------------|
| Edwards, | Pope, | Wilson of 11th Dist., |
| Fitzgerald, | Reaves. | Wilson of 13th Dist., |
| Fleming, | Reese. | Wilcox. |
| Gholston, | Rembert, | Wooten, |
| Hackett, | Robbe, | Wright of 1st Dist., |
| Hatcher, | Robinson, | Wright of 38th Dist., |
| Humphries, | Russell, | Mr. President. |
| Jenkins, | Scaife, | |

Mr. Fitzgerald, Chairman of the Committee on Journals, reported the journal correct. It was then read and confirmed by the Senate.

Mr. Reese, Chairman of the General Judiciary Committee, submitted the following report :

Mr. President :

Your committee have had under consideration the following Senate bills which they instruct me to report back, with the recommendation that the same do pass, to-wit :

A bill to amend an act entitled an act to prescribe the manner of taking cases to the Supreme Court, and for other purposes, approved November 11, 1889.

Also, a bill to provide when the husband shall be the agent of his wife in the management of her separate estate, or in the use of the wife's money or property in any business carried on by the husband, etc.

Also, a bill to enable the payees, holders or owners of promissory notes or other obligations for the payment of money which may be secured by a deed conveying real estate or real estate and other property to a trustee or trustees to recover judgments on the same, and for other purposes, which they recommend do not pass.

Also, a House bill to amend section 178 of the Code of Georgia, so as to change the time for the meeting of the General Assembly at the second annual session, which they recommend do pass as amended.

Also, a House bill for the protection of the capitol building, the approaches thereto and the grounds thereof, etc., which they recommend do not pass.

Respectfully submitted.

M. P. REESE, Chairman.

Leave of absence was granted Mr. Sirmans on important business ; also to Messrs. Rembert, Crawford and Reaves on committee business.

Leave of absence was also granted to Mr. Wilson of the Thirteenth District.

At the hour of 10 o'clock A. M. the President announced the special order, viz.:

A bill of the House to authorize and direct the Governor and Treasurer of this State to issue bonds of the State to the amount of \$368,000, and for other purposes.

On motion of Mr. Corput the special order was discharged for this day and made the special order for Tuesday next the 13th instant, immediately after the reading of the Journal.

The following bills of the Senate were read the second time and passed to a third reading, to-wit :

A bill to amend an act to prescribe the manner of taking cases to the Supreme Court, etc., approved November 11, 1889.

A bill to provide when the husband shall be the agent of his wife in regard to her separate property, etc.

The bill of the House to amend section 178 of the Code of Georgia, so as to change the time for the meeting of the General Assembly at its second annual session, was read the second time and passed to a third reading.

The bill of the House for the protection of the State capitol building, etc., which was reported adversely by the General Judiciary Committee, was taken up and lost by agreement of said report. (This bill passed the Senate with an amendment on the 30th of November, 1892. The House refused to agree to the amendment of the Senate and the subject matter was recommitted to the General Judiciary Committee.)

The bill of the Senate to determine the rights of certain payees or holders of promissory notes or other obligations secured by deeds of conveyance, etc., and for other purposes, was taken up under adverse report of the General Judiciary Committee and lost.

By resolution of Mr. Pinson, the Hon. C. L. Moses, member of Congress for the Fourth Congressional District, was invited to a seat in the Senate.

Mr. Fitzgerald, Chairman of Committee on Agriculture, submitted the following report :

Mr. President :

The Committee on Agriculture have had under consideration the following Senate bills which they instruct me to report back, with the recommendation that the same do not pass, to-wit:

A bill to be entitled an act to repeal sections 1465(a), 1465(b), 1465(c), 1465(d), 1465(e), 1465(f), 1465(g), 1465(h), 1465(i), 1465(j) of the Code of Georgia for 1882, providing for the appointment of Commissioner of Agriculture and prescribing his duties, etc.

Also, a bill to be entitled an act to appoint a county Commissioner of Agriculture for each and every county in this State, to provide for his appointment and compensation, to prescribe his duties, etc.

Respectfully submitted.

W W FITZGERALD, Chairman.

The following bills were introduced, read the first time and referred as indicated, to-wit:

By Mr. Dennard—

A bill to repeal an act approved February 22, 1877, to prohibit the sale of spirituous liquors within the limits of Wilcox county

Referred to the General Judiciary Committee.

By Mr. Corput —

A bill to incorporate the village of Haynie, in the county of Floyd, etc., and for other purposes.

Referred to the Committee on Corporations.

Mr. Wooten, Chairman of the Committee on Military Affairs, submitted the following report :

Mr President :

The Committee on Military Affairs have had under consideration the following Senate bills, which they

instruct me to report back, with the recommendation that the same do pass, to-wit :

A bill to be entitled an act to exempt from jury duty certain members of the Southern Cadets, Company F, Second Regiment Georgia Volunteers, etc.

Also, a bill to be entitled an act to provide for the creation of the office of assistant quartermaster in the volunteer forces of this State, assigning rank thereto and prescribing the duties thereof, etc.

Also, the following House bill, which they instruct me to report back, with the recommendation that the same do pass, to-wit :

A bill to be entitled an act to authorize the formation of the Fourth Infantry Battalion Georgia Volunteers into the Fifth Infantry Regiment Georgia Volunteers, etc.

Respectfully submitted.

W E. WOOTEN, Chairman.

The Senate took up the report of the General Judiciary Committee on the bill of the House to amend section 3910(d) of the Code of Georgia so as to require that the traverse jury list of a county shall also include the names of the persons selected as grand jurors, and to carry said change into effect.

The report was agreed to.

The bill was read the third time and passed, ayes 26, nays 8.

The Senate took up the report of the Finance Committee on the resolution of the House providing for

the indexing of the Journals for the House of Representatives and the Senate for the sessions of 1892 and 1893.

The report, which was favorable, was agreed to.

The resolution was read the third time, and on the question of concurring therein, the ayes and nays were recorded.

Those who voted in the affirmative are Messrs.—

| | | |
|-------------|-----------|-----------------------|
| Blalock, | Jenkins, | Scaife, |
| Chambers, | Johnson, | Smith of 15th Dist., |
| Corput, | McAfee, | Smith of 19th Dist., |
| Daley, | Monk, | Smith of 34th Dist., |
| Davis, | Moore, | Smith of 41st Dist., |
| Dennard | Persons, | Thompson, |
| Edwards, | Pinson, | Whittaker, |
| Fitzgerald, | Pope, | Wilson of 13th Dist., |
| Fleming, | Reese, | Wilcox, |
| Gholston, | Robbe, | Wooten, |
| Hackett, | Robinson, | Wright of 1st Dist., |
| Hatcher, | Russell, | Wright of 38th Dist. |

There are ayes 36 ; there are nays 0.

So the resolution was concurred in by a constitutional majority

The following message was received from the House through Mr. Harden, the Clerk :

Mr President:

The House has concurred in the Senate amendment to the following House bill, to-wit :

A bill to authorize the mayor and city council of Eatonton to establish and maintain a system of public schools for said city : to levy and collect a tax

for establishing and maintaining the same, and for other purposes.

The House has also passed by the requisite constitutional majority the following House bills, to-wit :

A bill to be entitled an act to provide for the acceptance by the State of the property known as the Confederate Soldiers' Home of Georgia, tendered by the trustees thereof, and for other purposes.

Also, a bill to amend an act to provide for the extension of the corporate limits of the city of Columbus, in the county of Muscogee, approved September 2, 1887, by repealing section 4 of said act.

Also, a bill to make appropriations for the ordinary expenses of the executive, judicial and legislative departments of the Government, and for other purposes.

The Senate took up the report of the General Judiciary Committee on the bill of the Senate to amend section 3406 of the Code of Georgia, so as to define where certain actions shall be brought against railroad companies in this State.

The committee reported in favor of its passage.

Mr. Hackett proposed to amend the report as follows, to-wit :

Amend by adding the following proviso, after the word "void " in the twenty-first and thirty-eighth lines, to-wit : *provided*, that said suits may be brought in the county where the principal office of said railroad company is located if the plaintiff should reside in said county

The amendment was adopted.

The report, as amended, was agreed to.

The bill was read the third time and on the question of its passage, as amended, Mr. Smith, of the Thirty-fourth District, required the ayes and nays to be recorded.

Those who voted in the affirmative are Messrs.—

| | | |
|-----------|------------|-----------------------|
| Blalock, | Hatcher, | Robbe, |
| Chambers, | Humphries, | Robinson, |
| Corput, | Jenkins, | Thompson, |
| Daley, | Johnson, | Whittaker, |
| Davis, | Moore, | Wilson of 11th Dist., |
| Edwards, | Pinson, | Wilson of 13th Dist., |
| Gholston, | Pope, | Wright of 38th Dist. |
| Hackett, | Reese, | |

Those who voted in the negative are Messrs.—

| | | |
|-------------|----------------------|---------------------|
| Dennard, | Scaife, | Wilcox, |
| Fitzgerald, | Smith of 15th Dist., | Wooten, |
| McAfee, | Smith of 19th Dist., | Wright of 1st Dist. |
| Persons, | Smith of 34th Dist., | |

There are ayes 23 ; there are nays 11.

So the bill was passed, as amended, by constitutional majority

Mr. Fleming, on his motion, was excused from voting on the foregoing bill.

By resolution, ex-Governor Henry G. McDaniel was invited to a seat in the Senate during his visit to the city

On motion of Mr. Corput, the bill of the House to authorize and direct the Governor and Treasurer of

this State to issue bonds of the State to the amount of \$368,000.00, and for other purposes, was recommit-
ted to a committee jointly composed of members of
the General Judiciary and Finance Committees of
the Senate, which joint committee shall hold its
meeting in the Senate Chamber at 3 o'clock P. M. on
Monday next, the 12th instant, at which time the
Hon. N. J. Hammond, the Hon. Clifford Anderson,
late Attorney-General, the present Attorney-General,
and other distinguished gentlemen shall be invited
to address the committee.

The Senate took up the report of the Special Judi-
ciary Committee on the bill of the House to repeal
all of the second section of an act approved Septem-
ber 20, 1887, entitled an act to create the office of
solicitor for the County Court of Macon county

Proof of legal notice was submitted.

The committee reported in favor of its passage by
substitute, which was adopted and the report was
agreed to.

The bill was read the third time and passed, as
amended by substitute, ayes 31, nays 0.

On motion of Mr. Corput, the following bills of the
House were read the first time and referred as indi-
cated, to-wit :

A bill to make appropriations for the ordinary
expenses of the executive, judicial and legislative
departments of the Government, payment of public
debt and the interest thereon and for the support of
the public institutions and educational interests of

the State for the fiscal year 1893, and for other purposes.

Referred to the Finance Committee.

A bill to provide for the acceptance by the State of Georgia of the property known as the Confederate Soldiers' Home of Georgia, tendered by the trustees thereof, and for other purposes.

Referred to the Finance Committee.

A bill to amend an act to provide for the extension of the corporate limits of the city of Columbus, approved September 2, 1887.

Referred to the Committee on Corporations.

The Senate took up the report of the Committee on Corporations on the bill of the Senate to amend an act to incorporate the town of Omaha in the county of Stewart, approved October 5, 1891, and for other purposes.

Proof of legal notice was submitted.

The committee reported in favor of its passage with an amendment, which was adopted and the report was agreed to.

The bill was read the third time and passed as amended, ayes 25, nays 0.

The Senate took up the report of the Finance Committee on the bill of the Senate to authorize the Commissioners of Roads and Revenues for the county of Stewart to issue coupon bonds to an extent not to exceed \$25,000.00 for the purpose of building a courthouse in Lumpkin, Stewart county, and for other purposes.

The committee reported in favor of its passage.

Mr. Fitzgerald offered to amend as follows :

SECTION 12. Be it further enacted, That the money arising from the sale of said bonds shall be deposited with the county treasurer of said county for the sole purposes named in this bill, and the county treasurer shall be entitled to only one and one-fourth per cent. commissions in receiving and paying out the same.

The amendment was adopted.

The report was agreed to as amended.

The bill was read the third time, and passed as amended ; ayes 32, nays 0.

The Senate took up the report of the Committee on Education on the bill of the Senate to amend an act to amend, revise and consolidate the common school laws of the State of Georgia, and for other purposes.

The report was favorable to the passage of the bill.

Mr. Chambers proposed to amend the report of the committee by striking out section 7 of said bill.

This bill was, on motion, laid on the table.

The bill of the House to make the wrecking of a railroad company, or an attempt, or a conspiracy to wreck a railroad company, etc., a felony, and for other purposes, was recommitted and one hundred copies were ordered to be printed for the use of the Senate.

The bill of the House to limit the issuance of

stocks and bonds and the creation of floating indebtedness by the railroad companies, to prescribe the manner in which the same may be authorized and issued beyond certain limits by authority of the stockholders under the approval of the Railroad Commission of Georgia, to fix the liabilities of directors for unauthorized issues of the same, and for other purposes, was recommitted, and one hundred copies were ordered to be printed for use of the Senate.

The Senate took up the report of the Committee on Military Affairs on the bill of the Senate to provide for the creation of the office of assistant quartermaster in the volunteer forces of the State, and for other purposes.

The report was agreed to.

The bill was read the third time and passed ; ayes 25, nays 0.

The Senate took up the report of the Special Judiciary Committee on the bill of the House to amend section 7 of the act, approved December 3, 1880, establishing a City Court for the city of Griffin, and for other purposes.

Proof of legal notice was submitted.

The report was agreed to.

The bill was read the third time and passed ; ayes 29, nays 0.

Mr. Davis offered the following bill which was read the first time and referred to the General Judiciary Committee, etc.

A bill to regulate the legal advertising in several counties of this State.

Mr. Davis offered the following resolution which was read and agreed to, to-wit :

A resolution providing a Joint Committee on the creation of new judicial circuits.

Mr. Corput offered a resolution to appoint a Joint Committee of two from the Senate and three from the House to examine the books and vouchers in the treasury department and report at the next session of the General Assembly

The resolution was adopted and the President appointed as the committee on the part of the Senate, Messrs. Corput and Persons.

Mr. Pope was granted leave of absence on account of sickness, and Mr. Blalock on important business.

The Senate took up the report of the Committee on Public Schools on the bill of the Senate to amend an act to amend section 12 of the common school laws of Georgia, approved October 27, 1887, etc., and for other purposes.

The committee reported in favor of the passage of the bill.

Mr. McAfee proposed the following amendment which was adopted and the report as amended, was agreed to, to-wit :

Amend by striking in the twenty-eighth line of the printed bill after the word "colored" the words "to pay from the educational fund of each county an

amount not to exceed twenty-five dollars per annum, for the purpose of securing the services of an expert in conducting the week's session of the institute of said county, which expert shall be chosen by " and insert in lieu thereof the words " which said institute shall be conducted by ;" and when amended it shall read, " which said institute shall be conducted by the County School Commissioner," and strike from the thirty-first line of printed bill the words " which expert," so that when stricken it shall read, " and County Board of Education shall assist in conducting the exercises."

The report, as amended, was agreed to.

This bill was read the third time, and on the question of its passage the ayes and nays were recorded.

Those who voted in the affirmative are Messrs.—

| | | |
|----------|----------------------|----------------------|
| Dennard, | Monk, | Smith of 19th Dist., |
| Edwards, | Pinson, | Whittaker, |
| Hackett, | Robbe, | Wilcox, |
| Johnson, | Robinson, | Wright of 1st Dist., |
| McAfee, | Smith of 15th Dist., | Wright of 38th Dist. |

Those who voted in the negative are Messrs.—

| | | |
|-------------|----------|-----------------------|
| Blalock, | Hatcher, | Smith of 34th Dist., |
| Chambers, | Jenkins, | Wilson of 11th Dist., |
| Corput, | Moore, | Wilson of 13th Dist., |
| Daley, | Pope, | Wooten. |
| Fitzgerald, | Russell, | |
| Fleming, | Scaife, | |

There are ayes 15 ; there are nays 16.

So the bill was lost for the want of a constitutional majority.

The following bills of the Senate were read the second time and recommitted, to-wit :

A bill to exempt from jury duty certain members of the Southern Cadets, etc.

A bill to prohibit the employment on locomotive engines of firemen who are not able to read and write etc.

A bill to amend an act approved October 19, 1891, entitled an act to establish City Courts in counties having a population of 16,000, etc., and for other purposes ; and

A bill to revive the office of State Geologist, etc.

The following bill of the House was taken up under favorable report of the Special Judiciary Committee, to-wit :

A bill to approve the grant by the mayor and aldermen of the city of Savannah to the Savannah Theatre Company of nine feet on Bull street in said city, etc.

Proof of legal notice was submitted.

The report was agreed to.

The bill was read the third time and passed ; ayes 30, nays 0.

The action had this day on the bill of the House for the protection of the capitol building, etc., was, on motion, reconsidered, and the bill was recommitted to the General Judiciary Committee.

Leave of absence was granted Mr. Reese and Mr. Whittaker for to-morrow.

The Senate took up the report of the General Judiciary Committee on the bill of the House to amend the fence laws of this State and to repeal section 1449 of the Code of Georgia, etc., and for other purposes.

The report was agreed to.

The bill was read the third time and passed ; ayes 24, nays 0.

The Senate took up the report of the General Judiciary Committee on the bill of the Senate to prescribe the measure of damages to be recovered on forthcoming bonds.

The report was agreed to.

The bill was read the third time and passed ; ayes 26, nays 0.

The Senate took up the report of the Special Judiciary Committee on the bill of the Senate to give to the president and directors of the East Lake Land Company police power over the grounds of said company, and for other purposes.

Proof of legal notice was submitted.

The committee reported in favor of its passage by substitute, which was adopted, and the report was agreed to.

The bill was read the third time and passed as amended by substitute ; ayes 24, nays 0.

The Senate took up the report of the Special Judiciary Committee on the bill of the Senate to authorize the mayor and council of Toccoa to erect school buildings, and for other purposes.

Proof of legal notice was submitted.

The report was agreed to.

The bill was read the third time and passed ; ayes 30, nays 0.

The hour of adjournment having arrived, the Senate adjourned, on motion, until 10 o'clock A. M. to-morrow.

SENATE CHAMBER, ATLANTA, GEORGIA,
Saturday, December 10, 1892, 10 O'clock A. M.

The Senate met pursuant to adjournment, the President in the chair.

Prayer was offered by the Rev. John Jones, D. D., Chaplain of the Senate.

On motion of Mr. Humphries, the call of the roll was dispensed with.

Mr. Fitzgerald, Chairman of the Committee on Journals, reported the journal correct. It was then read and confirmed by the Senate.

Mr. McAfee moved a reconsideration of so much of the journal of yesterday as relates to the refusal of the Senate to pass the bill of the Senate to amend an act to amend section 12 of the common school laws of

Georgia, approved October 27, 1887, etc., and for other purposes.

The motion to reconsider prevailed.

The President announced as the Committee on New Judicial Circuits on the part of the Senate, Messrs. Davis, Johnson, Hatcher, Wooten and Reese.

Messrs. Thompson and Smith of the Forty-first District were granted leave of absence.

Mr. Corput, Chairman of Committee on Finance, submitted the following report :

Mr President :

Your committee have had under consideration the following House bills, which they instruct me to report back, with the recommendation that the same do pass, to-wit :

A bill to be entitled an act to relieve William Chester and John M. Wilder, securities on the bond of Thomas N Goss, charged with the offence of misdemeanor, in the Superior Court of Dawson county, and for other purposes.

Also a bill to be entitled an act to provide for the acceptance by the State of Georgia of the property known as the Confederate Soldiers' Home of Georgia, tendered by the trustees thereof, etc.

Respectfully submitted.

FELIX CORPUT, Chairman.

Mr. Edwards, Chairman of the Committee on Special Judiciary, submitted the following report :

Mr President :

Your Committee on Special Judiciary have had under consideration the following Senate bill, which they instruct me to report back, with the recommendation that the same do pass as amended, to-wit :

A bill to be entitled an act to amend the act of August 6, 1891, establishing the Criminal Court of Atlanta, by providing the manner of filling vacancies in the judgeship, where same occurs when Legislature is not in session.

Also, the following House bill, which they instruct me to report back, with the recommendation that the same do pass by substitute, to-wit :

A bill to be entitled an act to amend an act, approved September 23, 1883, entitled an act to submit to the qualified voters of Whitfield county, or any militia district therein, whether liquors shall be sold in said county or district.

Respectfully submitted,

E. F EDWARDS, Chairman.

Mr. Edwards, with consent of the Senate, withdrew a bill to be entitled an act to appoint a County Commissioner of Agriculture for each county in Georgia, etc., and for other purposes.

On motion of Mr. Corput, the General Appropriation bill of the House was read the second time and recommitted to the Committee on Finance.

The following bills of the House were read the second time and passed to a third reading, to-wit :

A bill to provide for the acceptance by the State of the property known as the Confederate Soldiers' Home of Georgia, tendered by the trustees thereof, and for other purposes.

A bill to amend an act approved September 23, 1883, entitled an act to submit to the qualified voters of Whitfield county or any militia district therein, whether liquors shall be sold in said county or districts; and

A bill to relieve Wm. Chester and John M. Wilder, securities on the bond of Thomas N Goss, etc., and for other purposes.

The bill of the Senate prescribing how mortgaged property may be sold under a power of sale in the mortgage, etc., was taken up under adverse report of the General Judiciary Committee and laid on the table.

The bill of the Senate to repeal sections 1465(a), 1465(b), 1465(c), 1465(d), 1465(e), 1465(f), 1465(g), 1465(h), 1465(i), 1465(j), of the Code was taken up under adverse report of the Committee on Agriculture, and lost by agreement with said report.

The Senate took up the report of the Committee on Special Judiciary on the bill of the Senate to amend the act of August 6, 1891, establishing the Criminal Court of Atlanta, by providing the manner of filling vacancies in the judgeship when the same occurs when the Legislature is not in session.

Proof of legal notice was submitted.

The committee reported in favor of its passage with amendments which were adopted, and the report was agreed to.

The bill was read the third time and passed as amended, ayes 28, nays 0.

The bill of the Senate to exempt from jury duty certain members of the Southern Cadets, etc., was taken up for a third reading and on motion laid on the table.

The Senate took up the report of the General Judiciary Committee on the bill of the Senate to amend an act entitled an act to prescribe the manner of taking cases to the Supreme Court ; to confine the decisions of the Supreme Court to the specifically alleged errors, and for other purposes, approved November 11, 1889.

The report was agreed to.

The bill was read the third time and passed, ayes 28, nays 0.

The Senate took up the report of the General Judiciary Committee on the bill of the Senate to provide when a husband shall be agent of his wife in the management of her separate estate, or in the use of the wife's money or property in any business carried on by the husband, and to prescribe when the wife's estate shall be liable for the payment of debts incurred in the carrying on of such business or management of her property

The report was agreed to.

The bill was read the third time and passed, ayes 23, nays 0.

The following message was received from the House through Mr. Hardin, the Clerk :

Mr President :

The House has passed by the requisite majority the following bill of the House, to-wit :

A bill to provide penalties for certain violations of the penal laws of this State as defined or described in the sections of the Code of 1882, and the statutes referred to in this act, that all ordinary misdemeanors shall be punished as prescribed in section 4310 of the Code, and for other purposes.

The Senate took up the report of the Committee on Corporations on the bill of the House to authorize all incorporated towns and cities in this State to receive donations of any property, real or personal, that may be given to them by deed of gift, will or otherwise, whether subject to conditions or not, if the governing bodies of such towns and cities approve the same, and, also, authorize them to act as trustees in cases of any gifts or donations for charitable or eleemosynary purposes.

The report was agreed to.

The bill was read the third time and passed, ayes 29, nays 0.

The Senate took up the report of the Finance Committee on the resolution of the House to authorize the State Treasurer to pay the face amount of \$1,000 and interest coupons, due on bond No. 193 issued by authority of an act of the General Assembly, approved January 15, 1872, and due January 1, 1892, which is owned by Dr. A. W. Calhoun.

The committee reported in favor of the resolution as amended.

The report was agreed to.

The resolution was read the third time, and on the question of concurring therein as amended, ayes and nays were recorded.

Those who voted in the affirmative are Messrs.—

| | | |
|-------------|------------|-----------------------|
| Chambers, | Humphries, | Robbe, |
| Corput, | Jenkins, | Robinson, |
| Daley, | Johnson, | Russell, |
| Davis, | McAfee | Scaife, |
| Dennard, | Matthews, | Smith of 15th Dist., |
| Edwards, | Monk, | Smith of 34th Dist., |
| Fitzgerald, | Moore, | Wilson of 11th Dist., |
| Fleming, | Persons, | Wilcox, |
| Hatcher, | Pinson, | Wooten. |

Those who voted in the negative are Messrs. —

Hackett, Smith of 19th Dist.

There are ayes 27 ; there are nays 2. So the resolution as amended was concurred in by constitutional majority

The Senate took up the report of the Committee on Agriculture on the bill of the House to repeal an act to prohibit the sale of seed cotton in the county of Jefferson from the 15th of August to the 24th of December, and to provide a penalty for violating the same, approved October 14, 1891.

Proof of legal notice was submitted.

The report was agreed to.

The bill was read the third time and passed, ayes 28, nays 0.

The Senate took up the report of the General Judi-

ciary Committee on the bill of the House to amend section 178 of the Code of Georgia, so as to change the time for the meeting of the General Assembly at its second annual session.

The report was agreed to.

The bill was read the third time, and on the question of its passage the ayes and nays were, by Mr. Jenkins, required to be recorded.

Those who voted in the affirmative are Messrs.—

| | | |
|-------------|------------|-----------------------|
| Chambers, | Humphries, | Robinson, |
| Corput, | Johnson, | Russell, |
| Dennard, | McAfee, | Scaife, |
| Edwards, | Matthews, | Smith of 15th Dist., |
| Fitzgerald, | Monk, | Wilson of 11th Dist., |
| Fleming, | Moore, | Wilcox, |
| Hackett, | Persons, | Wooten. |
| Hatcher, | Pinson, | |

Those who voted in the negative are Messrs.—

| | | |
|--------|----------|---------------------|
| Daley, | Jenkins, | Smith of 34th Dist. |
| Davis, | Robbe, | |

There are ayes 23 ; there are nays 5.

So the bill was passed by constitutional majority.

The bill of the House, taken up on its third reading, to amend an act to amend section 3331 of the Code was, on motion, laid on the table.

The Senate took up the report of the General Judiciary Committee on the bill of the House to change the time of holding the Superior Court in Lee county in the Southwestern Circuit, and for other purposes.

The report was agreed to.

The bill was read the third time and passed, ayes 28, nays 1.

The Senate took up the report of the Committee on Corporations on the bill of the House to incorporate the town of Etna, and for other purposes.

Proof of legal notice was submitted.

The report was agreed to.

The bill was read the third time and passed, ayes 28, nays 0.

The Senate took up the report of the General Judiciary Committee on the bill of the House to amend section 3766 of the Code prescribing the mode of giving attachment bonds, and section 3271 of the Code which prescribes the mode of requiring additional security on such bonds, or a new bond, and for other purposes.

The report was agreed to.

The bill was read the third time and passed, ayes 27, nays 0.

The Senate took up the report of the General Judiciary Committee on the bill of House to amend section 3514 of the Code of Georgia, etc., and for other purposes.

The report was agreed to.

The bill was read the third time and passed, ayes 26, nays 0.

The Senate took up the report of the Committee on Banks on the bill of the House to amend section 943(a)

of the Code of Georgia providing for the selection by the Governor of Georgia of banks in certain cities therein named, and designated as State depositories, so as to add to the cities herein named the city of Marietta, and for other purposes.

The committee reported in favor of the passage of the bill.

The report was amended, on motion of Mr. Fitzgerald, by inserting in the caption, after the word "Marietta," the word "Richland."

Amend section 1, in the fifth line, by inserting immediately after the word "Marietta" the word "Richland."

Also, amend 1st section by adding in next to last line after the word "Marietta," the word "Richland."

The report, as amended, was agreed to.

The bill was read the third time and passed, as amended, ayes 28, nays 0.

The Senate took up the report of the Committee on Military Affairs on the bill of the House to authorize the formation of the Fourth Infantry Battalion Georgia Volunteers, etc., and for other purposes.

The report was agreed to.

The bill was read the third time and passed, ayes 29, nays 0.

The Senate took up the report of the Committee on Corporations on the bill of the House to alter and enlarge the incorporate limits of the town of Bremen.

Proof of legal notice was submitted.

The report was agreed to.

The bill was read the third time and passed, ayes 27, nays 0.

The Senate took up the report of the Committee on Corporations on the bill of the House to legalize the occupancy of Wharf or Ocmulgee street in the city of Macon by the East Tennessee, Virginia and Georgia Railroad Company, etc.

Proof of legal notice was submitted.

The report was agreed to.

The bill was read the third time and passed, ayes 26, nays 0.

The Senate took up the report of the General Judiciary Committee on the bill of the House to provide that all bills, resolutions and all other matters pending in the Senate and House of Representatives at the close of the first session of each General Assembly shall go over to the second session of such General Assembly as unfinished business, and for other purposes.

The report was agreed to.

The bill was read the third time and passed, ayes 25, nays 0.

The bill of the House to provide for the punishment of certain violations of the penal laws of this State, and for other purposes, was read the first time and referred to the General Judiciary Committee.

The Senate having disposed of all business on the desk of the Secretary, adjourned, on motion, until 10 o'clock A. M. Monday next.

SENATE CHAMBER, ATLANTA, GEORGIA,
Monday, December 12, 1892, 10 O'clock A. M.

The Senate met pursuant to adjournment, the President in the chair.

Prayer was offered by the Rev. John Jones, D. D., Chaplain of the Senate.

On the call of the roll the following Senators answered to their names:

| | | |
|-------------|-----------|-----------------------|
| Blalock, | Johnson, | Seafie, |
| Chambers, | McAfee, | Smith of 19th Dist., |
| Corput, | Matthews, | Smith of 34th Dist., |
| Crawford, | Monk, | Smith of 41st Dist., |
| Daley, | Moore, | Thompson, |
| Davis, | Persons, | Whittaker, |
| Dennard, | Pinson, | Wilson of 11th Dist., |
| Edwards, | Pope, | Wilson of 13th Dist., |
| Fitzgerald, | Reaves, | Wilcox, |
| Fleming, | Reese, | Wooten, |
| Gholston, | Rembert, | Wright of 1st Dist., |
| Hackett, | Robbe, | Wright of 38th Dist., |
| Hatcher, | Robinson, | Mr. President. |
| Humphries, | Russell, | |

Mr. Fitzgerald, Chairman of the Committee on Journals, reported the journal correct. It was then read and confirmed by the Senate.

Leave of absence was granted Messrs. Smith of the Fifteenth District, Sirmans and Jenkins.

Mr. Daley moved a reconsideration of the Journal of the Senate so far as it relates to the passage of the bill of the House to amend section 178 of the Code of Georgia so as to change the time for the meeting of the General Assembly at its second annual session.

On motion of Mr. Reese, the motion of Mr. Daley to reconsider was laid on the table.

Mr. Fleming moved a reconsideration of so much of the Journal of Saturday as relates to the passage of a bill of the House to change the time of holding the Superior Court for the county of Lee.

On motion of Mr. Wooten, the motion of Mr. Fleming was laid on the table.

The following message was received from the House, through Mr. Hardin, the Clerk :

Mr. President:

The House has passed by the requisite constitutional majority the following bill of the Senate, as amended, to-wit :

A bill to repeal an act approved August 14, 1891, entitled an act to provide a Board of Equalization.

The House has also passed by the requisite constitutional majority the following bill of the House, to-wit :

A bill to levy and collect a tax for the support of the State Government and the public institutions, and for other purposes.

The House has also concurred in the Senate amendment to the following bill of the House, to-wit :

A bill to repeal all of the second section of an act approved September 20, 1887, entitled an act to create the office of solicitor for the County Court of Macon county

Also, to the Senate amendment to the following resolution of the House, to-wit :

A resolution to authorize the payment of pensions to thirty-eight widows of Confederate soldiers, who are entitled to pensions under the law but who have not received it for reason that the fund was exhausted.

The House has also adopted the following resolution in which the concurrence of the Senate is asked, to-wit :

A resolution requesting the Governor to return House bill No. 27, now in his hands, which is a bill to amend the game laws of Macon county, the purpose being to correct a mistake in said bill.

Mr. Wright of the First District offered the following resolution which was taken up, read and agreed to, to-wit :

Resolved, That during the remainder of this session all speeches are hereby limited to ten minutes, unless otherwise agreed by a unanimous vote.

Mr. Robbe, Chairman of the Committee on Public Schools, submitted the following report :

Mr President:

Your Committee on Public Schools have had under

consideration the following Senate bill which they instruct me to report back, with the recommendation that the same do not pass, to-wit :

A bill to be entitled an act to provide that in all the public schools of this State the Bible shall be read as part of the school exercises daily, and no county, city or other municipal corporation shall be entitled to share in the public school fund unless this law is complied with, and for other purposes.

Respectfully submitted.

C. A. ROBBE, Chairman.

The following resolution from the House was read the first time and concurred in, to-wit :

A resolution requesting the Governor to return House bill No. 27, which is a bill to amend the game laws of Macon, in order to the correction of a mistake in said bill.

The general tax act from the House was taken up, read the first time and referred to the Committee on Finance, the title of which is, "A bill to levy and collect a tax for the support of the State government and public institutions, for educational purposes, in instructing children in the English branches of an English education only ; to pay the interest of the public debt, and to pay maimed Confederate soldiers and widows of Confederates such amounts as are allowed them by law for the fiscal year 1893, and to prescribe what persons, professions and property are liable to taxation ; to prescribe the methods of receiving and collecting said taxes ; to prescribe the methods of ascertaining the property of this State subject to taxation ; prescribe additional questions

to be propounded to tax payers, and to provide penalties and forfeitures for non-payment of taxes, and for other purposes.

The Senate took up the adverse report of the Committee on Public Schools on the bill of the Senate to provide that in all the public schools of this State the Bible shall be read as part of the school exercises daily, and no county, city or other municipal corporation shall be entitled to share in the public school fund unless this law is complied with.

Mr. Smith, of the Thirty-fourth District, moved to disagree to the adverse report, and on this motion demanded the ayes and nays, which were recorded.

Those who voted in the affirmative are Messrs.—

Scaife,

Smith of 34th Dist.

Those who voted in the negative are Messrs.—

| | | |
|-------------|------------|-----------------------|
| Chambers, | Humphries, | Robbe, |
| Corput, | Johnson, | Russell, |
| Crawford, | McAfee, | Smith of 41st Dist., |
| Daley, | Matthews, | Thompson, |
| Davis, | Monk, | Whittaker, |
| Dennard, | Moore, | Wilson of 11th Dist., |
| Edwards, | Persons, | Wilcox, |
| Fitzgerald, | Pinson, | Wooten, |
| Fleming, | Pope, | Wright of 1st Dist., |
| Gholston, | Reaves, | Wright of 38th Dist. |
| Hackett, | Reese, | |
| Hatcher, | Rembert, | |

There are ayes 2 ; there are nays 34.

So the motion to disagree to the adverse report was agreed to. The adverse report of the committee was then agreed to and the bill was therefore lost.

On motion of Mr. Corput, the bill of the House to provide for acceptance by the State of Georgia of the property known as the Confederate Soldiers' Home of Georgia, etc., was recommitted to the Committee on Finance.

The bill of the Senate to repeal an act approved August 14, 1891, entitled an act to provide a Board of Equalization, which passed the House with an amendment, was taken up.

The amendment of the House was amended on motion of Mr. Wright of the First District as follows, to-wit :

Amend title by adding at the end of the title the following words : " And to restore the law as it existed prior to August 14, 1891."

The bill of the Senate to provide for the appointment of a Commissioner of Pardons, etc., was read the second time and recommitted to the General Judiciary Committee.

The Senate took up the report of the Special Judiciary Committee on the bill of the House to amend an act approved September 23, 1883, entitled an act to submit to the qualified voters of Whitfield county, or any militia district therein, whether liquors shall be sold in said county or district.

The committee reported in favor of its passage by substitute, which was adopted and the report was agreed to.

The bill was read the third time and passed, by substitute : ayes 30, nays 0.

The Senate took up the report of the Committee on Finance on the bill of the House to relieve William Chester and John M. Wilder, securities on the bond of Thomas N. Goss, charged with the offence of misdemeanor in the Superior Court of Dawson county, and for other purposes.

The report was agreed to.

The bill was read the third time and passed ; ayes 27, nays 0.

The Senate took up the report of the Committee on Military Affairs on the bill of the Senate to exempt from jury duty certain members of the Southern Cadets, etc.

The report, which was favorable, was disagreed to. The bill was read the third time and lost ; ayes 1, nays 24.

The bill of the House to amend an act to amend section 3331 of the Code, etc., was taken from the table and recommitted.

The Senate having disposed of all business on the desk of the Secretary, adjourned, on motion, until 9 o'clock A. M. to-morrow.

SENATE CHAMBER, ATLANTA, GEORGIA,
Tuesday, December 13, 1892, 9 O'clock A. M.

The Senate met pursuant to adjournment, the President in the chair.

Prayer was offered by the Rev. John Jones, D. D., Chaplain of the Senate.

On the call of the roll the following Senators answered to their names :

| | | |
|-------------|-----------|-----------------------|
| Blalock, | Johnson, | Smith of 15th Dist., |
| Chambers, | McAfee, | Smith of 19th Dist., |
| Corput, | Matthews, | Smith of 34th Dist., |
| Crawford, | Monk, | Smith of 41st Dist., |
| Daley, | Moore, | Thompson, |
| Davis, | Persons, | Whittaker, |
| Dennard, | Pinson, | Wilson of 11th Dist., |
| Edwards, | Pope, | Wilson of 13th Dist., |
| Fitzgerald, | Reaves, | Wilcox, |
| Fleming, | Reese, | Wooten, |
| Gholston, | Rembert, | Wright of 1st Dist., |
| Hackett, | Robbe, | Wright of 38th Dist., |
| Hatcher, | Robinson, | Mr. President. |
| Humphries, | Russell, | |
| Jenkins, | Scaife, | |

Mr. Fitzgerald, Chairman of the Committee on Journals, reported the Journal correct. It was then read and confirmed by the Senate.

Mr. Reese, Chairman of the General Judiciary Committee, submitted the following report :

Mr President :

Your committee have had under consideration the following Senate bill, which they instruct me to report back, with the recommendation that the same do pass, to-wit :

A bill to repeal an act approved February 22, 1877, to prohibit the sale of spirituous liquors within the limits of Wilcox county

Also, a bill to provide for appeals in *habeas corpus* cases, and for other purposes, which they recommend do pass as amended.

Also, a bill to amend an act to regulate the business of insurance in the State, and for other purposes, which they recommend do not pass.

Also, a House bill to amend section 3331 of the Code, which they recommend do pass.

Also, a House bill for the protection of the State capitol building, the approaches thereto, the grounds thereof, and to fix a penalty for marring, defacing or injuring the building or any property therein, which they instruct me to report back, with the recommendation that the Senate adhere to its amendment.

Respectfully submitted.

M. P. REESE, Chairman.

Mr. Jenkins, Chairman of the Committee on Railroads, submitted the following report :

Mr. President :

Your committee have had under consideration the following Senate bill which they instruct me to report back, with the recommendation that the same do pass as amended, to-wit :

A bill to prohibit the employment on locomotive engines of firemen who are not able to read and write and calculate changes in schedules.

Respectfully submitted.

JENKINS, Chairman.

Mr. Smith, Chairman of the Committee on Corporations submitted the following report :

Mr President :

Your committee have had under consideration the following House bill which they instruct me to report back, with the recommendation that the same do pass, to-wit :

A bill to be entitled an act to provide for the extension of the corporate limits of the city of Columbus in the county of Muscogee, approved September 2, 1887, by repealing section 4 of said act.

Respectfully submitted.

C. W SMITH, Chairman.

Mr. Corput, Chairman of the Committee on Finance, submitted the following report:

Mr President :

Your committee have had under consideration the following House bill which they instruct me to report back, with the recommendation that the same do pass as amended, to-wit :

A bill to provide for the acceptance by the State of Georgia of the property known as the Soldiers' Home.

Respectfully submitted.

FELIX CORPUT, Chairman.

The following bills of the Senate were read the second time and passed to a third reading, to-wit :

A bill to repeal an act approved February 22, 1877, to prohibit the sale of spirituous liquors in the county of Wilcox.

And a bill to provide for appeals in *habeas corpus* cases, and for other purposes.

The bill of the Senate to amend an act to regulate the business of insurance in this State was taken up under adverse report of the Finance Committee and lost by agreement with said report.

The bill of the Senate to amend an act to provide for the extension of the corporate limits of the city of Columbus was read the second time and passed to a third reading.

The bill of the Senate to incorporate the village of Haynie in the county of Floyd was read the second time and recommitted.

The bill of the House to incorporate the town of Carltonville in the county of Madison was read the second time and recommitted.

The bill of the House to provide for the punishment of certain violations of the penal laws of this State, and for other purposes, was read the second time and recommitted.

The Senate, on motion of Mr. Corput, took up the report of the Finance Committee on the bill of the House to provide for the acceptance by the State of Georgia of the property known as the Confederate Soldiers' Home of Georgia, tendered by the trustees thereof, for the establishing of the same as one of the public institutions of the State, for an appropriation to keep and maintain the said home for the support therein of certain ex-Confederate soldiers of the State, for the management and government thereof, and for other purposes.

The committee reported in favor of the passage of the bill with the following amendment, to-wit:

Amend section 1 by striking out in lines twenty-four, twenty-five and twenty-six the words: "an election held on the first Wednesday in January, 1893, for county officers," and insert in lieu thereof the following words, to-wit: "at a special election held on the first Wednesday in April, 1893."

Also, amend in the forty-third line of said section by striking out the words "in January" and inserting in lieu thereof the following words, to-wit: "in April."

Mr. Monk offered to amend the report of the committee by striking out the word "April" and inserting in lieu thereof the word "July "

Mr. Pinson proposed to amend by striking out all of that section which relates to the reference of the matter to the voters of the State.

Mr. Humphries called for the previous question which was sustained and the main question was ordered.

The proposition first submitted was the amendment offered by Mr. Monk to the amendment of the committee, which was to strike out April and insert July

This amendment was adopted.

The next proposition was the motion of Mr. Pinson to strike out the amendment of the committee as amended and all of that part of bill relating to reference of the measure to the voters of the State.

On this proposition Mr. Corput required the ayes and nays to be recorded.

Those who voted in the affirmative are Messrs.—

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|----------|-----------|----------------------|
| Corput, | Matthews, | Russell, |
| Daley, | Pinson, | Smith of 19th Dist., |
| Davis, | Rembert, | Smith of 34th Dist., |
| Edwards, | Robbe, | Smith of 41st Dist., |
| Fleming, | Robinson, | Wooten. |

Those who voted in the negative are Messrs.—

| | | |
|-------------|----------|-----------------------|
| Blalock, | Jenkins, | Scaife, |
| Chambers, | Johnson, | Sirmans, |
| Crawford, | McAfee, | Smith of 15th Dist., |
| Dennard, | Monk, | Thompson, |
| Fitzgerald, | Moore, | Whittaker, |
| Gholston, | Persons, | Wilson of 13th Dist., |
| Hackett, | Pope, | Wilcox, |
| Hatcher, | Reaves, | Wright of 1st Dist., |
| Humphries, | Reese, | Wright of 38th Dist. |

There are ayes 15 ; there are nays 27 So the motion of Mr. Pinson was not adopted.

The report, as amended, was agreed to.

The bill was read the third time and on the question of its passage, as amended, the ayes and nays were ordered to be recorded.

Those who voted in the affirmative are Messrs.—

| | | |
|-----------|-----------|-----------------------|
| Blalock, | Johnson, | Sirmans, |
| Corput, | Matthews, | Smith of 15th Dist., |
| Crawford, | Moore, | Smith of 34th Dist., |
| Daley, | Persons, | Smith of 41st Dist., |
| Edwards, | Rembert, | Whittaker, |
| Fleming, | Robbe, | Wilson of 13th Dist., |
| Hackett, | Robinson, | Wilcox, |
| Jenkins, | Russell, | Wooten. |

Those who voted in the negative are Messrs.—

| | | |
|-------------|------------|----------------------|
| Chambers, | Humphries, | Scaife, |
| Davis, | McAfee, | Smith of 19th Dist., |
| Dennard, | Pinson, | Thompson, |
| Fitzgerald, | Pope, | Wright of 1st Dist., |
| Gholston, | Reaves, | Wright of 28th Dist. |
| Hatcher, | Reese, | |

There are ayes 24; there are nays 17 So the bill was passed, as amended by constitutional majority

Mr. Corput moved the immediate transmission of the bill to the House of Representatives. Mr. Davis objected, and the motion to transmit was submitted to the Senate. The vote in favor of the motion being less than two thirds, the proposition to transmit did not prevail.

Mr. Reese, Chairman of the General Judiciary Committee, submitted the following report :

Mr. President:

Your committee have had under consideration the following Senate bill which they instruct me to report back, with the recommendation that the same do pass, to-wit :

A bill to provide for the appointment of a Commissioner of Pardons for this State.

Respectfully submitted.

M. P REESE, Chairman.

The following message was received from the House through Mr. Hardin, the Clerk :

Mr President:

The House has concurred in the Senate amendments to the following House bills, to-wit :

A bill to amend section 178 of the Code of Georgia

Also, a bill to amend section 943(a) of the Code Georgia of 1892, providing for the selection by the Governor of banks in certain cities therein named for State depositories.

Also, to a resolution authorizing the Treasurer pay one thousand dollars and interest coupons, due on bond No. 193.

The House has also passed by the requisite constitutional majority, the following bills of the House to-wit :

A bill to make an appropriation to the trustees of the University of Georgia for the State Technological School.

Also, a bill to appropriate four thousand dollars to the Academy for the Blind, and for other purposes

Also, a bill to appropriate certain sums of money for the State Lunatic Asylum to be used in building fire walls in the halls of said institution, and for other purposes.

Also, a bill to appropriate the sum of \$5,500 to the Georgia Institute for the Deaf and Dumb, to be used for certain purposes therein specified, and for other purposes.

The House has also adopted the following joint resolutions in which the concurrence of the Senate is asked, to-wit :

A resolution for the relief of E. B. Smith, C. C. Wheeler, J. H. Rhinheart, H. F. Evans and Thomas Wilson.

Also, a resolution to relieve T. J. Butler, of the county of Bibb, by refunding to him part of the amount paid by him for retail liquor license.

Also, a resolution that the Public Printer be authorized to print the acts and resolutions passed at this session by the General Assembly, and for other purposes.

The House has also passed by the requisite constitutional majority the following House bills, to-wit :

A bill to authorize the payment of the teachers of the common schools of this State their salaries quarterly during the fiscal years in which they are teaching, and for other purposes.

Also, a bill to make valid and legal certain divorces granted by the courts of this State since the passage and approval of an act of the General Assembly, approved October 20, 1891, etc., and for other purposes.

The following message was received from the House through Mr. Hardin, the Clerk :

Mr. President :

The House has passed by the requisite constitutional majority the following House bill, to-wit :

A bill to carry into effect article 3, section 7, paragraph 18 of the Constitution of this State in so far as the same relates to the issuing and granting corporate powers and privileges to railroad companies by the Secretary of State, and for other purposes.

On motion of Mr. Corput, the Senate took up the report of the Finance Committee on the bill of the House to authorize and direct the Governor and

Treasurer of this State to issue bonds of the State to the amount of three hundred and sixty-eight thousand dollars, and negotiate the same for the purpose of raising money with which to pay off that portion of the public debt, or so much thereof as may be necessary, represented by the interest of the public debt maturing in the year eighteen hundred and ninety-three.

The report was favorable to the passage of the bill.

Mr. Pinson proposed to amend the report by adding the following proviso, to-wit: *provided* the question be submitted to the qualified voters of the State on the third Wednesday in July, 1893.

Mr. Hackett called for the previous question. The call was sustained and the main question was ordered.

1st. The proposed amendment of Mr. Pinson. This amendment was not adopted.

2d. Shall the report of the committee be adopted. The report was adopted.

3d. Shall the bill now pass.

The bill was read the third time and passed.

Mr. Corput demanded the ayes and nays which were recorded.

Those who voted in the affirmative are Messrs.—

| | | |
|------------|----------|-----------------------|
| Blalock, | Moore, | Smith of 15th Dist., |
| Corput, | Pinson, | Wilson of 13th Dist., |
| Fleming, | Sirmans, | Wilcox, |
| Humphries, | | |

Those who voted in the negative are Messrs.—

| | | |
|-----------|----------|----------|
| Chambers, | Johnson, | Russell, |
| Crawford, | McAfee, | Scaife, |

| | | |
|-------------|-----------|-----------------------|
| Daley, | Matthews, | Smith of 19th Dist., |
| Davis, | Monk, | Smith of 34th Dist., |
| Dennard, | Persons, | Smith of 41st Dist., |
| Edwards, | Pope, | Thompson, |
| Fitzgerald, | Reaves, | Whittaker, |
| Gholston, | Reese, | Wilson of 11th Dist., |
| Hackett, | Rembert, | Wooten, |
| Hatcher, | Robbe, | Wright of 1st Dist., |
| Jenkins, | Robinson, | Wright of 35th Dist. |

There are ayes 10, nays 33.

So the bill not having received a constitutional majority was lost.

On motion of Mr. McAfee, the Senate took up the report of the Committee on Public Schools on the reconsidered bill of the Senate to amend an act entitled an act to amend section 12 of the common school laws of Georgia, approved October 27, 1887, so as to create or establish county teachers' institutes, and for other purposes, etc., and for other purposes.

The report of the committee which was favorable was amended on motion of Mr. McAfee, the said amendment having been spread in full on the Journal of the ninth instant and agreed to as amended.

Mr. McAfee called for the previous questions on the passage of the bill as amended. The call was sustained and the main question was ordered, viz.:

Shall this bill now pass, as amended?

The bill was read the third time, and the ayes and nays thereon were recorded.

Those who voted in the affirmative are Messrs.—

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|-----------|---------|----------------------|
| Crawford, | McAfee, | Smith of 15th Dist., |
| Davis, | Monk, | Smith of 19th Dist., |

| | | |
|-------------|----------|----------------------|
| Dennard, | Persons, | Smith of 41st Dist., |
| Edwards, | Pinson, | Thompson, |
| Fitzgerald, | Reaves, | Whittaker, |
| Gholston, | Reese, | Wilcox, |
| Hackett, | Rembert, | Wright of 1st Dist., |
| Johnson, | Robbe, | Wright of 38th Dist. |

Those who voted in the negative are Messrs.—

| | | |
|-----------|------------|-----------------------|
| Blalock, | Humphries, | Sirmans, |
| Chambers, | Jenkins, | Smith of 34th Dist., |
| Corput, | Moore, | Wilson of 11th Dist., |
| Daley, | Pope, | Wilson of 13th Dist., |
| Fleming, | Russell, | Wooten. |
| Hatcher, | Scaife, | |

There are ayes 24; there are nays 17.

So the bill was passed, as amended, by constitutional majority

Mr. Monk, Chairman of Committee on Enrollment, submitted the following report :

Mr President:

Your Committee on Enrollment report as duly enrolled and signed by the Speaker and Clerk of the House and ready for the signatures of the President and Secretary of the Senate, the following House acts, to-wit :

An act to amend section 3910(d) of the Code of Georgia, so as to require that the traverse jury list of a county shall also include the names of the persons selected as grand jurors and to carry said change into effect.

Also, an act to amend an act entitled an act to amend the fence laws of this State, and to repeal section 1449 of the Code of Georgia, approved November

26, 1890, by adding thereto, after the word "action" in the seventeenth line of said act, the following : "or which has not heretofore abolished or removed fences by an election, although not held at the time prescribed in act approved September 5, 1885."

Also, an act to amend section 3514 of the Code of Georgia by inserting in the tenth line and between the words "next" and "term," the words "or the then," and by striking from the sixteenth line thereof the words "court to which it is made returnable" and inserting in lieu thereof the following : "Production of the deed, bond, note, books, writing or other document shall be required."

Also, an act to repeal all of the second section of an act approved September 20, 1887; entitled an act to create the office of Solicitor for the County Court of Macon county

Also, an act to provide that all bills, resolutions and all other matters pending in the Senate and House of Representatives at the close of the first session of each General Assembly shall go over to the second session of such General Assembly as unfinished business, and for other purposes.

Also, an act to change the time of holding the Superior Court in Lee county in the Southeastern Circuit, and for other purposes.

Also, an act to repeal an act entitled an act to prohibit the sale of seed cotton in the county of Jefferson from the 15th of August to the 24th of December, and to provide a penalty for the violation of the same approved October 14, 1891.

Also, an act to approve the grant by the mayor and aldermen of the city of Savannah to the Savannah Theatre Company of nine (9) feet on Bull street in the city of Savannah, for the purpose of remodelling the Savannah theatre.

Also, an act to authorize all incorporated towns and cities in this State to receive donations of any property, real or personal, that may be given to them by deed of gift, will or otherwise, whether subject to conditions or not, if the governing bodies of such towns and cities approve the same, and also to authorize them to act as trustees in cases of any gifts or donations for charitable or eleemosynary purposes.

Also, an act to authorize the formation of the Fourth Infantry Battalion, Georgia Volunteers, into the Fifth Infantry Regiment, Georgia Volunteers, and for other purposes.

Also, an act to amend section 7 of the act approved December 3, 1880, establishing a City Court for the city of Griffin, and for other purposes.

Also, an act to alter and enlarge the incorporate limits of the town of Bremen.

Also, an act to legalize the occupancy of wharf on Ocmulgee street, in the city of Macon, by the East Tennessee, Virginia and Georgia Railway Company, etc.

Also, the following House resolution, to-wit :

A resolution providing for the issuing of the journals for the House of Representatives and the Senate for the sessions of 1892 and 1893, and for other purposes.

Also, a resolution to authorize the payment of pensions to thirty-nine widows of Confederate soldiers, who are entitled to pensions under the law, but who have not received it for the reason that the fund was exhausted, and for other purposes.

Also, a resolution requesting the Governor to return House bill No. 27, to amend the game laws of Macon county, to correct a mistake in said bill.

Respectfully submitted.

S. S. MONK, Chairman.

On motion of Mr. Davis, the bill of the Senate to regulate the legal advertising in the several counties of this State was read the second time and recommitted.

The Senate took up the report of the Committee on Railroads on the bill of the Senate to prohibit the employment on locomotive engines of firemen who are not able to read and write and to calculate changes in schedules.

The committee reported in favor of its passage as amended.

The report was agreed to.

The bill was read the third time and passed as amended; ayes 29, nays 0.

The resolution of the House relating to the publication of the laws of the present session was taken up, read and concurred in.

The following bills of the House were read the first time and referred as indicated, to-wit :

A bill to carry into effect article 3, section 7, paragraph 18 of the Constitution of this State in so far as the same relates to the issuing and granting corporate powers and privileges to railroad companies by the Secretary of State, and for other purposes.

Referred to the Committee on Railroads.

A bill to appropriate the sum of \$5,500.00 to the Georgia Institute for the Deaf and Dumb to be used for material improvements, etc.

Referred to the Committee on Finance.

A bill to appropriate certain sums of money for the State Lunatic Asylum, etc., and for other purposes.

Referred to the Committee on Finance.

A bill to make valid and legal certain divorces granted by the courts of this State, etc., and for other purposes.

Referred to the General Judiciary Committee.

A bill to authorize the payment of the teachers of the common schools of this State their salaries quarterly during the fiscal years in which they are teaching, and for other purposes.

Referred to the Committee on Public Schools.

A bill to make an appropriation to the trustees of the University of Georgia for the State Technological School.

Referred to the Finance Committee.

A bill to appropriate four thousand dollars to the Academy for the Blind, etc., and for other purposes.

Referred to the Committee on Finance.

A resolution to relieve T. J. Butler of Bibb county by refunding to him part of the amount paid by him for retail liquor license to the State.

Referred to the Finance Committee.

A resolution for the relief of O. B. Smith, C. C. Wheeler, J. H. Rhinehart, H. F. Evans and Thomas Wilson.

Referred to the Committee on Finance.

The Senate took up the report of the General Judiciary Committee on the bill of the Senate to provide for the appointment of a Commissioner of Pardons for this State, and to prescribe his duties, etc., and for other purposes.

The report was agreed to.

The bill was read the third time, and on the question of its passage the ayes and nays were recorded.

Those who voted in the affirmative are Messrs.—

| | | |
|-------------|----------|-----------------------|
| Chambers, | Jenkins, | Scaife, |
| Corput, | Johnson, | Smith of 15th Dist., |
| Daley, | Persons, | Wilson of 13th Dist., |
| Edwards, | Pinson, | Wilcox. |
| Fitzgerald, | Reese,, | |
| Humphries, | Robbe, | |

Those who voted in the negative as Messrs.—

| | | |
|----------|-----------|----------------------|
| Blalock, | Matthews, | Smith of 41st Dist., |
| Crawford | Monk, | Thompson, |

| | | |
|-----------|----------------------|-----------------------|
| Davis, | Moore, | Whittaker, |
| Dennard, | Reaves, | Wilson of 11th Dist., |
| Gholston, | Rembert, | Wooten, |
| Hackett, | Russell, | Wright of 1st Dist., |
| Hatcher, | Sirmans, | Wright of 38th Dist. |
| McAfee, | Smith of 19th Dist., | |

There are ayes 16 ; there are nays 23.

So the bill, not having received a constitutional majority, was lost.

The following distinguished citizens were invited to seats in the Senate, viz.: Hon. J. E. Spurlin of Fayette and Hon. William Clifton of the city of Savannah and John W Dozier.

The hour of adjournment arrived and the Senate was declared adjourned until 9 o'clock A. M. tomorrow.

SENATE CHAMBER, ATLANTA, GEORGIA,
Wednesday, December 14, 1892, 9 O'clock A. M.

The Senate met pursuant to adjournment, the President in the chair.

Prayer was offered by the Rev John Jones, D. D., Chaplain of the Senate.

On the call of the roll the following Senators answered to their names :

| | | |
|-----------|-----------|----------------------|
| Blalock, | Johnson, | Sirmans, |
| Chambers, | McAfee, | Smith of 15th Dist., |
| Corput, | Matthews, | Smith of 19th Dist., |
| Crawford, | Monk, | Smith of 34th Dist., |
| Daley, | Moore, | Smith of 41st Dist., |

| | | |
|-------------|-----------|-----------------------|
| Davis, | Persons, | Thompson, |
| Dennard, | Pinson, | Whittaker, |
| Edwards, | Pope, | Wilson of 11th Dist., |
| Fitzgerald, | Reaves, | Wilson of 13th Dist., |
| Fleming, | Reese, | Wilcox, |
| Gholston, | Rembert, | Wooten, |
| Hackett, | Robbe, | Wright of 1st Dist., |
| Hatcher, | Robinson, | Wright of 38th Dist., |
| Humphries, | Russell, | Mr. President. |
| Jenkins, | Scaife, | |

Mr. Fitzgerald, Chairman of the Committee on Journals, reported the journal correct. It was then read and confirmed by the Senate.

Mr. Davis moved a reconsideration of so much of the journal of yesterday as relates to the passage of the bill of the House, as amended, to provide for the acceptance by the State of Georgia of the property known as the Soldiers' Home of Georgia, etc.

The motion to reconsider prevailed.

On motion of Mr. Humphries, the bill was taken from the table.

Mr. Edwards moved to lay the bill on the table. This motion was lost.

Mr. Persons moved the indefinite postponement of the bill, and on this motion called for the previous question. The call was sustained and the main question was ordered, viz.: Shall the bill be indefinitely postponed?

On this proposition the ayes and nays were, by Mr Humphries, demanded and were recorded.

Those who voted in the affirmative are Messrs.—

| | | |
|-----------|------------|----------------------|
| Blalock, | Hatcher, | Smith of 15th Dist., |
| Chambers, | Humphries, | Smith of 19th Dist., |

| | | |
|-------------|----------|-----------------------|
| Crawford, | McAfee, | Thompson, |
| Davis, | Persons, | Whittaker, |
| Dennard, | Pope, | Wilson of 11th Dist., |
| Fitzgerald, | Reaves, | Wright of 1st Dist., |
| Gholston, | Reese,¶ | Wright of 38th Dist. |
| Hackett, | Scaife, | |

Those who voted in the negative are Messrs.—

| | | |
|-----------|----------------------|-----------------------|
| Corput, | Moore, | Smith of 41st Dist., |
| Edwards, | Rembert, | Wilson of 13th Dist., |
| Fleming, | Robbe, | Wilcox, |
| Jenkins, | Russell, | Wooten. |
| Johuson, | Sirmans, | |
| Matthews, | Smith of 34th Dist., | |

There are ayes 23; there are nays 16. So the motion to indefinitely postpone prevailed.

The following message was received from the Governor, through Mr. W. H. Harrison, Secretary of the Executive Department:

Mr President:

The Governor has approved the following acts of the General Assembly, to-wit:

An act to amend section 1496 of the Code so as to change the length of time which notice shall be published by any stockholder upon sale of his stock in any bank or corporation, to relieve such stockholder from individual liability, etc.

Also, an act to repeal an act to authorize the running of freight trains over the Georgia Railroad on Sunday.

Also, an act to amend an act to create a Board of Commissioners for the county of McIntosh and the city of Darien.

Also, an act to create a Board of Commissioners for the city of Darien.

The Hon. W. M. Dunbar, of Richmond county, was invited to a seat in the Senate during his stay in this city.

On motion of Mr. Corput, the following bills of the House were read the second time and recommitted to the Finance Committee, to-wit :

A bill to levy and collect a tax for the support of State government, etc., and for other purposes.

A bill to appropriate certain sums of money for the State Lunatic Asylum, etc.

A bill to appropriate the sum of \$5,500.00 to the Georgia Institute for the Deaf and Dumb, etc., and for other purposes.

A bill to make an appropriation to the trustees of the University of Georgia for the State Technological School.

A bill to appropriate \$4,000.00 to the Academy for the Blind, etc.

A resolution to relieve T. J. Butler, etc.

A resolution to relieve O. B. Smith, C. C. Wheeler, J. H. Rhinehart, H. F. Evans and Thomas Wilson, etc.

Mr. Hackett, Chairman of the Committee on Penitentiary, submitted the following report :

Mr President :

Your Committee on Penitentiary as a body and by sub-committee have visited and inspected the various convict camps of the State and beg leave to submit the following report, to-wit :

We find that all the camps are in reasonably good sanitary condition, some exceptionally good. The convicts have a sufficiency of good wholesome food and comfortable clothing. The work required of them is not unreasonable, and their treatment, as far as we could learn by diligent inquiry, is not harsh or severe under the circumstances. That there should be more or less friction in controlling a large number of the very worst citizens of our State should not be unexpected, nor should we be at all surprised to find it necessary to enforce a rigid discipline in order to execute the judgments of the courts before which the same were tried, convicted and sentenced. While our laws require humanity in controlling this class of our citizens, yet those who have them in charge are bound by the same laws to see that the sentences pronounced against them by the courts are properly and humanely executed and enforced.

The facts being considered, we are of the opinion that the convicts are just as well provided for and as humanely treated as the present system of working them will admit. We should not forget the adage : "that mercy to the criminal is often cruelty to society "

We premit the expression of any opinion as to the wisdom of the present policy of disposing of our convicts or of the legality of working the same in squads at a distance from the parent camp, all of which is respectfully submitted.

A. T. HACKETT, Chairman.

This report was, on motion of Mr. Hackett, taken up and adopted.

Mr. Reese, Chairman of the General Judiciary Committee, submitted the following report :

Mr President:

Your committee have had under consideration the following Senate bill which they instruct me to report back, with the recommendation that the same do pass as amended, to-wit :

A bill to amend an act approved October 19, 1891, to establish City Courts in counties having a population of 15,000 or more, where the same do not now exist, upon the recommendation of the grand juries.

Also, a bill to regulate the legal advertising in the several counties of the State which they instruct me to report back, with the recommendation that the introducer have leave to withdraw the same.

Also, a House bill to authorize suits to be brought against receivers or managers of any property appointed by any court in this State, and for other purposes, which they recommend do not pass.

Also, a House bill to make legal and valid certain divorces granted by the courts of this State, and for other purposes, which they recommend do not pass.

Respectfully submitted.

M. P REESE, Chairman.

Mr. Jenkins, Chairman of the Railroad Committee, submitted the following report :

Mr. President:

Your committee have had under consideration the following House bills which they intrust me to report back, with the recommendation that the same do not pass, to-wit :

A bill to limit the issuance of stocks and bonds and the creation of floating indebtedness by railroad companies, and for other purposes.

Also, a bill to define the right and power to hold and vote shares in the capital stock of railroad companies by trustees and other representatives, and for other purposes.

Also, a bill to define the liability of receivers of railroads for torts committed by their employees during such time as such receivers may operate railroads in this State, and for other purposes.

Also, the following House bill which they recommend do pass :

A bill to make the wrecking of a railroad company or an attempt or a conspiracy to wreck a railroad company a felony, and for other purposes.

Also, the following House bill which they recommend be read the second time, recommitted and one hundred copies printed for the use of the Senate, to-wit :

A bill to carry into effect article 3, section 7, paragraph 18 of the Constitution of Georgia.

Respectfully submitted.

JENKINS, Chairman.

The bill of the House to carry into effect article 3, section 7, paragraph 18 of the Constitution of this State, in so far as the same relates to issuing and granting corporate powers and privileges to railroad companies by the Secretary of State, was read the second time, one hundred copies ordered printed and the bill recommitted to Committee on Railroads.

The Senate took up the report of the General Judiciary Committee on the bill of the Senate to amend an act approved October 19, 1891, entitled an act to establish City Courts in counties having a population of 15,000 or more, where the same do not now exist, upon recommendation of the grand juries, to define the powers, mode of selecting officers and jurisdiction of the same, and for other purposes, by striking out 15,000 and inserting 14,000.

The committee reported in favor of its passage with an amendment.

The report was agreed to.

The bill was read the third time and passed as amended, ayes 27, nays 0.

On motion of Mr. Wilson of the Eleventh District this bill was ordered to be immediately transmitted to the House. .

The following message was received from the House through Mr. Hardin, the Clerk :

Mr President:

The House has passed, by the requisite constitutional majority, the following House bills, to-wit :

A bill to set apart and loan certain land in the city

of Milledgeville belonging to the State for certain school purposes, and for other purposes.

Also, a bill to repeal section 1689(a) to 1689-99 inclusive of the Code of Georgia.

Also, a bill to authorize the mayor and aldermen of the city of Newnan in the county of Coweta to issue and sell bonds, not to exceed in the aggregate the sum of fifty thousand dollars, for the purpose of establishing a system of water-works, and for other purposes.

Also, a bill to authorize the Board of Commissioners of the town of Tunnell Hill to establish a system of public schools for said town, and for other purposes.

Also, a bill to amend an act to create a system of public schools for the city of Marietta in the county of Cobb, to levy a tax and provide a support for the same, and for other purposes.

Also, a bill to amend an act approved February 21, 1893, entitled an act to create and organize Commissioners of Chatham county, who shall be *ex officio* judges, and for other purposes.

Also, a bill to amend the charter of the city of Macon so as to incorporate within the corporate limits of said city of Macon a lot of land on the corner of Boundary street and the Houston road, and for other purposes.

Also, a bill to establish a County Court for the county of Dooly, to repeal all local conflicting laws, and for other purposes.

Also, a bill to amend an act approved September 1, 1891, entitled an act to amend an act approved December 24, 1888, to require and provide for the registration of all voters in Dooly county

Also, a bill to repeal an act creating a Board of Commissioners of Roads and Revenues in the county of Lumpkin.

Also, a bill to incorporate the Planters Bank of Americus, and for other purposes.

Also, a bill to amend an act incorporating a bank in the city of Milledgeville to be known as the Milledgeville Banking Company, and for other purposes, approved February 28, 1874.

Also, a bill to authorize the mayor and aldermen of the city of Milledgeville to issue license for the sale of liquors, and for other purposes.

Also, a bill to amend an act approved October 3, 1889, regulating the sale of liquor in the county of Wilkes in so far as it concerns the town of Washington.

Also, a bill to amend an act approved November 11, 1889, incorporating the city of Emerson, so as to reduce the number of aldermen in said city from eight to four aldermen.

Also, a bill to incorporate the town of Statham, in the county of Jackson, and for other purposes.

Also, a bill to be entitled an act to incorporate the town of Nashville in Berrien county

Also, a bill to amend an act to incorporate the

Maddox-Rucker Banking Company, and for other purposes.

Also, a bill amending the charter of the Atlanta Guaranty Savings Bank.

Also, a bill to relieve Captain E. Y. Mallory of the Macon Light Infantry and his securities in the matter of certain arms, and for other purposes.

Also, a bill to change and amend the charter of the town of Hawkinsville, and for other purposes.

Also, a bill to alter and amend the charter of the town of Hawkinsville, so as to make the corporate name of the said town the city of Hawkinsville.

Also, a bill to authorize the Commissioners of Roads and Revenues for Fulton county, Georgia, to pay the members of the Board of Equalization for said county for the ten days' extra service rendered by them in the year 1892, and for other purposes.

Also, a bill to amend an act approved September 5, 1882, entitled an act to incorporate the town of Ward, in the county of Randolph, and for other purposes.

Also, a bill to amend an act to reincorporate the town of Waycross as the city of Waycross, and for other purposes.

Also, a bill to amend an act approved October 21, 1891, to provide for the payment to the persons entitled thereto of the money received by the State from the United States under the act approved March 2, 1891, refunding the direct tax collected under the act approved August 5, 1861, and for other purposes.

Also, a bill to create a sinking fund to pay off and retire bonds of the State as they mature, and for other purposes.

The House has also adopted the following joint resolutions, in which the concurrence of the Senate is asked, to-wit :

A resolution to pay \$1,948.64 for transportation and other expenses of the military encampment at Chickamauga in 1891, the appropriation for that year being insufficient.

Also, a resolution to enforce article 4, section 2, paragraph 4 of the Constitution of the State.

On motion of Mr Hackett, 200 copies of the report of the Committee on the Penitentiary was ordered to be printed for the use of the Senate.

The following bills of the House were read the first time and referred as indicated, to-wit :

A bill to amend an act approved February 21, 1873, entitled an act to create and organize commissioners of Chatham county, who shall be *ex officio* judges, etc., and for other purposes.

Referred to the Special Judiciary Committee.

A bill to amend an act approved September 5, 1882, to incorporate the town of Ward, etc., and for other purposes.

Referred to the Committee on Corporations.

A bill to incorporate the town of Nashville in Berrien county.

Referred to the Committee on Corporations.

A bill to amend an act approved October 21, 1891, entitled an act to provide for the payment to the persons entitled thereto of the money received by the State of Georgia from the United States under the act approved March 2, 1891, refunding the direct tax collected under act approved August 5, 1861.

Referred to the Committee on Finance.

A bill to amend an act of the General Assembly of Georgia, approved November 11, 1889, incorporating the city of Emerson, etc. ✓

Referred to the Committee on Corporations.

A bill to amend an act approved September 1, 1891, entitled an act to amend an act approved December 24, 1888, to require and provide for the registration of all voters in the county of Dooly

Referred to the Special Judiciary Committee.

A bill to incorporate the town of Statham in the county of Jasper, etc.

Referred to the Committee on Corporations.

A bill to amend an act to incorporate a bank in Milledgeville to be known as the Milledgeville Banking Company, and for other purposes.

Referred to the Committee on Banks.

A bill to amend an act to incorporate the town of

Waycross as the city of Waycross, etc., and for other purposes.

Referred to the Committee on Corporations.

A bill to amend an act to incorporate the Maddox-Rucker Banking Company, to define its rights, powers and privileges, and for other purposes, which was approved August 31, 1891.

Referred to the Committee on Banks.

A bill to change and amend the charter of the town of Hawkinsville, etc.

A bill to alter and amend the charter of the town of Hawkinsville, so as to change the corporate name of said town to the city of Hawkinsville.

Referred to the Committee on Corporations.

A bill to relieve Captain E. Y. Mallory, of the Macon Light Infantry, etc.

Referred to the Committee on Military Affairs.

A bill amending the charter of the Atlanta Guaranty Savings Bank.

Referred to the Committee on Banks.

A resolution to provide payment of a deficit in the appropriation for the military encampment, etc.

Referred to the Committee on Military Affairs.

A resolution authorizing the Governor to enforce by suit article 4, section 2, paragraph 4 of the Constitution.

Referred to the General Judiciary Committee.

A bill to repeal section 1689(a) to 1689(gg) inclusive, of the Code of Georgia.

Referred to the Committee on Railroads.

A bill to set apart and loan certain land in the city of Milledgeville belonging to the State of Georgia for certain school purposes, etc., and for other purposes.

Referred to the Committee on Public Schools.

A bill to authorize the Commissioners of Roads and Revenues for Fulton county, Georgia, to pay the members of the Board of Equalization for said county for the ten days extra service rendered by them during the year 1892, and for other purposes.

Referred to the Finance Committee.

A bill to create a sinking fund to pay off and retire bonds of the State as they mature (in accordance with article 7, section 14, paragraph 7 of Constitution of 1877) by a tax therefor, and for other purposes.

Referred to the Finance Committee.

A bill to amend the charter of the city of Macon, etc., and for other purposes.

Referred to the Special Judiciary Committee.

A bill to amend an act approved October 3, 1889, regulating the sale of liquor in the county of Wilkes in so far as it concerns the town of Washington, Ga.

Referred to the Committee on Temperance.

A bill to authorize commissioners of the town of Tunnel Hill to establish a system of public schools for said town.

Referred to the Committee on Public Schools.

A bill to authorize and empower the mayor and aldermen of Milledgeville to issue license for the sale of liquors, and for other purposes.

Referred to the Committee on Temperance.

A bill to authorize the mayor and aldermen of the city of Newnan to issue and sell bonds not to exceed \$50,000, for establishing and operating a system of water works, etc., and for other purposes.

Referred to the Committee on Corporations.

A bill to repeal an act to create a Board of Commissioners of Roads and Revenues in the county of Lumpkin, and for other purposes.

Referred to the Special Judiciary Committee.

A bill to establish the County Court for the county of Dooly, and for other purposes.

Referred to the Special Judiciary Committee.

And a bill to incorporate the Planters Bank of Americus, and for other purposes.

Referred to the Committee on Banks.

Col. B. B. Cheney, of Dodge county, and Judges Wright, Holleman and Jordan, from the county of Crawford, were invited to seats in the Senate.

The following message was received from the House through Mr. Hardin, the Clerk:

Mr President:

The House has passed by the requisite constitutional majority the following House bills, to-wit:

A bill to establish a system of free schools in the town of North Rome, and for other purposes.

Also, a bill to amend the act approved November 11, 1889, to carry into effect article 7, section 1, paragraph 1 of the Constitution of 1877.

Also, a bill to amend the charter of the town of Warsaw.

Also, a bill to prescribe when judgment may be rendered against a defaulting garnishee.

Also, a bill to carry into effect paragraph 18 of section 7, article 3 of the Constitution, as amended, and for other purposes.

The House has also passed the following Senate bill, by the requisite constitutional majority, as amended, to-wit :

A bill to be entitled an act to amend an act approved February 28, 1874, establishing a new charter for the city of Atlanta, and for other purposes.

By consent of the Senate, Mr. Davis withdrew the bill to regulate the legal advertising in the several counties of this State.

The following bills of the House, adversely reported, were taken up and lost by agreement with said reports, to-wit :

A bill to limit the issuance of stocks and bonds and the creation of floating indebtedness by railroad companies, etc., and for other purposes.

A bill to define the right and power to hold and

vote shares in the capital stock of railroad companies by trustees, etc., and for other purposes.

A bill to define the liability of receivers of railroads, etc.

A bill to make valid and legal certain divorces.

And a bill to authorize suits to be brought against receivers or managers of any property appointed by any court in this State, and for other purposes.

On motion of Mr. Johnson, the Senate took up the report of the Committee on Education on the bill of the Senate to amend an act to amend, revise and consolidate the common school laws of the State of Georgia, and for other purposes.

The committee reported in favor of its passage.

Mr. Chambers moved to amend by striking out section 6 of the bill.

This amendment was adopted.

Mr. Humphries moved to amend the amended report of the committee by striking all of section 4 from line 9, commencing at the word "appropriating."

This amendment was adopted.

Mr. Reese proposed to amend by striking out the whole of section 4. This motion did not prevail.

The report, as amended, was agreed to.

The bill was read the third time and passed, as amended, ayes 31, nays 1.

This bill was ordered to be immediately transmitted to the House.

Mr. Daley submitted the following report :

Mr President :

The Committee on Privileges and Elections, having under consideration resolution No. 12, by Mr. Wright of the First District, requiring an investigation and report on the claims of Hon. C. R. Ramsey that he was duly and fairly elected Senator of the Twenty-ninth Senatorial District, beg leave to report the same back, with the consent of the author of said resolution, with recommendation that the same be tabled.

A. F. DALY, Chairman.

Mr. Reese offered the following resolution, which was taken up, read and agreed to :

Resolved, That a committee of three be appointed by the President to investigate the business now before the Senate, and ascertain what bills shall be taken up and considered by the Senate during the remainder of this session.

The President appointed as the committee under this resolution Messrs. Reese, Corput and Jenkins.

Mr. Smith, of the Nineteenth District, introduced a bill to require the Supreme Court to consider and pass upon the constitutionality of a law, or laws, or part of laws which one-fifth of either branch of the Legislature one-fifth of the tax payers of the State or a majority of the tax payers of one-fifth of the counties of the State declare in writing they believe to be unconstitutional.

This bill was read the first time and referred to the General Judiciary Committee.

The Senate took up the report of the General Judiciary Committee on the bill of the Senate to provide for appeals in *habeas corpus* cases, and for other purposes.

The committee reported in favor of its passage with an amendment, which was adopted and the report was agreed to.

The bill was read the third time and passed, as amended, ayes 26, nays 0.

The Senate took up the report of the General Judiciary Committee on the bill of the Senate to repeal an act approved February 22, 1877, to prohibit the sale of liquors within the limits of Wilcox county

Proof of legal notice was submitted.

The bill was read the third time and passed, ayes 28, nays 0.

The Senate took up the report of Committee on Railroads on the bill of the House to make the wrecking of a railroad company or an attempt or conspiracy to wreck a railroad company a felony, etc., and for other purposes.

The report was agreed to.

The bill was read the third time and passed, ayes 34, nays 0.

The Senate took up the report of the Committee on Corporations on the bill of the House to amend an

act to provide for the extension of the corporate limits of the city of Columbus, Georgia.

Proof of legal notice was submitted.

The bill was read the third time and passed, ayes 26, nays 0.

The Senate took up the report of the General Judiciary Committee on the bill of the House to amend an act entitled an act to amend section 3331 of the Code so as to give the lien of an attachment priority over that of an ordinary judgment on a suit filed after the levy of the attachment, approved September 19, 1891, so as to correct a mistake in quoting said section of the Code, and for other purposes.

The report was agreed to.

The bill was read the third time and passed, ayes 25, nays 0.

The bill of the House for the protection of the State capitol building, etc., which passed the Senate with an amendment and which amendment the House refused to concur in, was taken up and laid on the table.

The following bills of the House were read the first time, and referred as indicated, to-wit :

A bill to establish a system of free schools in the town of North Rome, etc.

Referred to the Committee on Public Schools.

A bill to prescribe when judgment may be rendered against a defaulting garnishee.

Referred to the Judiciary Committee.

A bill to amend the act approved November 11, 1889, to carry into effect article 7, section 1, paragraph 1 of the Constitution of 1877

Referred to the Committee on Finance.

And, a bill to carry into effect paragraph 18 of section 7, article 3 of the Constitution, etc., relating to incorporation of banks by the Secretary of State.

Referred to the General Judiciary Committee.

On motion of Mr. Hackett, the Senate adjourned until half past seven o'clock P. M. this day

SENATE CHAMBER, 7:30 P. M.

The Senate met pursuant to adjournment, and was called to order by the President.

On the call of the roll the following Senators answered to their names :

| | | |
|-------------|-----------|-----------------------|
| Blalock, | Johnson, | Sirmans, |
| Chambers, | McAfee, | Smith of 15th Dist., |
| Corput, | Matthews, | Smith of 19th Dist., |
| Crawford, | Monk, | Smith of 34th Dist., |
| Daley, | Moore, | Smith of 41st Dist., |
| Davis, | Persons, | Thompson, |
| Dennard, | Pinson, | Whittaker, |
| Edwards, | Pope, | Wilson of 11th Dist., |
| Fitzgerald, | Reaves, | Wilson of 13th Dist., |
| Fleming, | Reese, | Wilcox, |
| Gholston, | Rembert, | Wooten, |
| Hackett, | Robbe, | Wright of 1st Dist., |
| Hatcher, | Robinson, | Wright of 38th Dist., |
| Humphries, | Russell, | Mr. President. |
| Jenkins, | Scalfe, | |

, On motion of Mr. Jenkins, the following bill of the House was read the first time and referred to the Special Judiciary Committee, to-wit :

A bill to amend the charter of the town of Warsaw

Mr. Reese, Chairman of the Committee to investigate and report on the business before the Senate, submitted the following report :

Mr President :

Your committee appointed to investigate the business now before the Senate, and consider what business shall be disposed of during the remainder of this session, beg leave to make the following report :

We recommend that the General Appropriation bill and all special appropriation bills and the tax act shall be taken up and proceeded with to the exclusion of all other business until the same shall have been finally disposed of.

That the remaining time, if any, shall be devoted to the consideration of House bills now pending before the Senate on a third reading.

All of which is respectfully submitted.

M. P REESE, Chairman.

This report was taken up and adopted.

Mr. Edwards, Chairman of the Committee on Special Judiciary, submitted the following report :

Mr President :

Your Committee on Special Judiciary have had under consideration the following House bills which

they instruct me to report back, with the recommendation that the same do pass to-wit :

A bill to be entitled an act to amend an act approved February 21, 1873, entitled an act to create and organize Commissioners of Chatham county, who shall be *ex officio* judges, to define their jurisdictions and duties, and for other purposes, by providing for the appointment of Notaries Public and Justices of the Peace of the 1st, 2d, 3d and 4th G. M. Districts of Chatham county, and freeholders as supervisors of elections, and for other purposes.

Also, a bill to establish the County Court for the county of Dooly, to repeal all local conflicting laws, etc.

Also, a bill to amend an act approved September 1, 1891, entitled an act to amend an act approved December 24, 1888, to require and provide for the registration of all the voters in the county of Dooly, etc.

Also, a bill to be entitled an act to repeal an act entitled an act to create a Board of Commissioners of Roads and Revenues in the county of Lumpkin, and to define their duties and powers, etc. •

Respectfully submitted.

E. F. EDWARDS, Chairman.

Mr. Smith, Chairman of the Committee on Corporations, submitted the following report :

Mr President :

Your Committee on Corporations have had under consideration the following House bills which they instruct me to report back, with the recommendation that the same do pass, to-wit :

A bill to be entitled an act to amend an act to reincorporate the town of Waycross, as the city of Waycross, and to confer additional powers on said corporation, and for other purposes.

Also, a bill to be entitled an act to amend an act approved September 5, 1882, entitled an act to incorporate the town of Ward (the name of which, by an act approved October 6, 1885, was changed to Shellman) in the county of Randolph, to grant certain privileges to the same, and for other purposes.

Also, a bill to be entitled an act to alter and amend the charter of the town of Hawkinsville, so as to make the corporate name of said town the city of Hawkinsville.

Also, a bill to be entitled an act to amend an act of the General Assembly of Georgia, approved November 11, 1889, incorporating the city of Emerson.

Also, a bill to be entitled an act to change and amend the charter of the town of Hawkinsville, so as to change and enlarge the corporate limits of said town.

Also, the following House bills which they instruct me to report back, with the recommendation that the same do pass as amended, to-wit :

A bill to be entitled an act to incorporate the town of Carlton in the county of Madison, and for other purposes.

Also, a bill to be entitled an act to incorporate the town of Statham in the county of Jackson, State of

Georgia, and to confer certain powers and privileges upon the mayor and council of said town.

Respectfully submitted.

C. W. SMITH, Chairman.

Mr. Corput, Chairman of the Committee on Finance, submitted the following report :

Mr. President :

Your Committee on Finance have had under consideration the following House bills which they instruct me to report back, with the recommendation that the same do pass, as amended, to-wit :

A bill to entitled an act to levy and collect a tax for the support of the State government and the public institutions, and for other purposes.

Also, a bill to be entitled an act to make appropriations for the ordinary expenses of the executive, judicial and legislative departments of the government, payment of public debt and the interest thereon, and for the support of the public institutions and educational interests of the State for the fiscal year 1893, and for other purposes.

Also, the following House bills which they instruct me to report back, with the recommendation that the same do pass, to-wit :

A bill to be entitled an act to amend an act approved October 21, 1891, entitled an act to provide for the payment to the persons entitled thereto of the money received by the State of Georgia from the United States under the Act approved March 2, 1891, refunding the direct tax collected under the act, approved August 5, 1861, and for other purposes.

Also, a bill to be entitled an act to authorize the Commissioners of Roads and Revenues for Fulton county, Georgia, to pay the Board of Equalization for said county for the ten days' extra service rendered by them during the year 1892, and for other purposes.

Also, a bill to be entitled an act to amend the act approved November 11, 1889, to carry into effect article 7, section 1, paragraph 1 of the Constitution of 1877.

Also, a bill to be entitled an act to make an appropriation to the trustees of the University of Georgia for the State Technological School.

Also, a bill to be entitled an act to appropriate four thousand dollars to the Academy for the Blind, to be used for the purpose of material improvements to the grounds and buildings, and for other purposes.

Also, a bill to be entitled an act to appropriate certain sums of money for the State Lunatic Asylum, to be used in building fire walls in the halls of said institution, and for other purposes.

Also, a bill to be entitled an act to appropriate the sum of \$5,500 to the Georgia Institute for the Deaf and Dumb, to be used for the purpose of material improvements, and for other purposes.

Also, a bill to be entitled an act to create a sinking fund to pay off and retire bonds of the State as they mature by a tax therefor, and for other purposes.

Also, the following House resolutions which they

instruct me to report back, with the recommendation that the same do pass, to-wit :

A resolution to relieve T. J. Butler, of Bibb county, by refunding to him part of the amount paid by him for retail liquor license to the State.

Also, a resolution for the relief of O. R. Smith, C. C. Wheeler, J. H. Rhinehart, H. F. Evans and Thomas Wilson.

Respectfully submitted.

FELIX CORPUT, Chairman.

The following message was received from the House of Representatives through Mr. Hardin, the Clerk thereof :

Mr President :

The House has adopted an amendment to the following bill, recalled from the executive department for correction, and ask the concurrence of the Senate in said amendment, to-wit :

A bill to amend an act for the protection of game in Macon county

On motion of Mr. Corput, the General Appropriation Bill of the House was taken up by sections, to-wit :

A bill to be entitled an act to make appropriations for the ordinary expenses of the executive, judicial and legislative departments of the Government, payment of public debt and the interest thereon, and for the support of the public institutions and educa-

tional interests of the State for the fiscal year 1893, and to supply deficiencies in such appropriations for the years 1891 and 1892, and for other purposes.

The caption was read and amended as follows :

Amend the caption of the Appropriation Bill by adding after the word "for" and before the word "the" in the ninth line the words "each of," by adding in the same line an "s" to the word "year," by adding in the same line after the figures "1893" the word and figures "and 1894."

Section 1 was read and amended as follows :

Amend section 1 by adding an "s" to the word "year" in the ninth line, and adding after the figures "1893" in the same line the word and figures "and 1894."

Section 1 was further amended by adding an "s" to the word "year" in the seventy-first line, and by adding after the figures "1893" the word and figures "and 1894," and by adding after the word "for" in the seventy-ninth line the words "each of," by adding "s" to the word "year" in the eightieth line, and after the figures "1893" in the eightieth line the word and figures "and 1894."

Section 1st was adopted as amended.

Section 2 was read and amended by adding in the seventh line after the word "for" and before the word "the" the words "each of," by adding an "s" to the word "year" in the eighth line, and by adding after the figures "1893" in the same line the word and figures "and 1894."

Section 2 was adopted as amended.

Section 3 was read.

Mr. Robinson proposed to amend the same as follows: Amend by striking out the word "sixty" in the twelfth line and in lieu thereof inserting the following words, to-wit: "That the Secretary of the Senate, Wm. Augustus Harris, be paid seven dollars *per diem* and the same mileage as members of the General Assembly; Journal Clerk, J. Troup Taylor, be paid four dollars *per diem* and mileage the same as members of the General Assembly; Calendar Clerk, S. Barnard Corn, be paid four dollars *per diem* and the same mileage as members of the General Assembly; Message Clerk, W. E. Candler, be paid four dollars *per diem* and the same mileage as members of the General Assembly; Enrolling and Engrossing Clerks, J. E. Strother, Walter C. Beeks, D. D. Smith, I. B. Hudson, Chas. T. Zachry, be paid four dollars per day each and the same mileage as members of the General Assembly

This amendment was lost.

Mr. McAfee moved to amend section 3 by striking from the twenty-first line of the printed bill "3" and inserting in lieu thereof the word "two."

This amendment was lost.

Section 3 was amended by adding after the word "for" in the seventh line and before the word "the" in the eighth line the words "each of," by adding an "s" to the word "year" in the eighth line, and by adding after the figures "1893" in the same line the word and figures "and 1894."

Section 3 was further amended by adding after the 103d line the following, to-wit: *provided*, they shall only receive the amount equal to the money actually paid out by them.

Also, by adding after the 110th line the following, to-wit: And that the witnesses summoned in the said investigation committee be paid two dollars *per diem* while in attendance upon said investigation and three cents per mile each way from their respective homes to Atlanta by the nearest practicable route, said witnesses to make proper affidavits as to miles traveled and number of days in attendance, and said accounts to be audited by the Gober Investigation Committee, and also by adding after the above amendment the following, viz.: The sum of four hundred and twenty-five dollars to pay C. B. Conyers, stenographer of committee to investigate the charges against Geo. F. Gober, in full for his services.

Section 3 was further amended by adding after the end of the section the following, to-wit: That the sum of thirty-two dollars be appropriated to the Secretary of the Senate for draping the desk of the deceased Senator, Reuben Jones; also, the sum of forty-two dollars and sixty-seven cents for supplying committee rooms with chairs and hat racks, both of the foregoing expenditures being ordered by the Senate.

Section 3 was adopted as amended.

Section 4 was read and amended as follows, to-wit: By adding after the word "for" and before the word "the" in the sixth line the words "each of," by adding an "s" to the word "year" in the seventh

line, by adding after the figures "1893" in the same line the word and figures "and 1894," by adding an "s" to the word "year" in the 141st line, and by adding after the figures "1893" in the same line the word and figures "and 1894." by adding after the word "for" in the 152d line and before the word "the" in the 153d line the words "each of," by adding an "s" to the word "year" in the 153d line, and by adding after the figures "1893" in the same line the word and figures "and 1894."

Mr. Fitzgerald moved to amend section 4 as follows: By striking therefrom the words, "For State University for support, maintenance and repairs on building of the North Georgia Agricultural College, a branch of the University located at Dahlonega, the sum of three thousand dollars." This amendment was lost.

Mr. Wilson, of the Eleventh District, proposed to amend the 4th section as follows, to-wit:

By adding after the thirty-ninth line of said section the words, "For the branch college at Cuthbert, Georgia, the sum of two thousand dollars." This amendment was lost.

Mr. Hatcher moved to amend the 4th section by adding "the sum of two thousand dollars each for branch colleges at Hamilton, Cuthbert, Thomasville and Milledgeville." This amendment was lost.

Mr. Whittaker proposed to amend the 4th section as follows, to-wit: Amend by striking out the lines

in said bill from twenty-second to thirty-third, inclusive. This amendment was lost.

Section 4 was adopted as amended, and the further consideration of the bill was postponed, on motion of Mr. Wooten, until to-morrow

Mr. Wooten then submitted the report of the Gober Investigation Committee, which was read and is as follows :

To the Senate and House of Representatives :

The joint committee appointed under the concurrent resolution of the Senate and House of Representatives to investigate the charges against Judge Geo. F. Gober contained in the memorial of W. C. Glenn and C. D. Maddox, beg leave to submit the following report :

The committee, in obedience to the terms of said resolution, organized on Friday, November 11th, 1892, and began the taking of testimony on Monday the 14th of November, due notice having been given to the memorialists and to Judge Gober.

Although the issues presented in the memorial appeared to be few, the testimony taken is very voluminous, and your committee was continuously and laborously engaged from that date until Tuesday, November 29th, remaining in session occupied with the examination of witnesses almost every night from five to six hours. A copy of the testimony thus taken by the committee we herewith submit, consisting of 736 pages of type-written matter.

A very large part of the testimony relates to the personal relations between the memorialists and Judge Gober, and of cumulative testimony on various points. Your committee deemed it its duty, and advisable, to permit the widest range of examination consistent with the terms of the memorial.

The case out of which the occurrences arose was that of the State against Pendley and others, in which four persons were on trial under indictment for arson in Pickens Superior Court. Thirteen men had been jointly indicted for this offence. Of these, two had been previously, during said term of court, tried and convicted, and one had consented to a verdict of guilty. The crime for which these thirteen men had been indicted was the burning of a dwelling house in the night time in which there were three women and some children.

Much of the evidence before the committee relates to the occurrences during the trial of the four men, Tom Pendley, Harrison Jones, Tom and Eli Fields, and the respective conduct of the judge and the memorialists. It is not deemed necessary that a report should be made on this feature of the evidence. There is much conflicting testimony relating to it. The stenographic report of the trial discloses very little relative to the matter, and the testimony on the subject relates rather to the manner of the judge and the counsel than to any particular words spoken. We do not deem a report upon the evidence taken upon this subject to be within the scope of the memorial, or within the proper limits of the investigation by the legislature. The evidence, however, is submitted to the General Assembly on this as well as on all other points.

The printed arguments of counsel on both sides,

which we submit to the General Assembly with this report, contain some discussion of this feature of the testimony, and will be sufficient, without anything further from the committee, to put the General Assembly in possession of all the needed information as to the occurrence, of a personal character on that trial, and a laborious examination of the voluminous testimony will not be required to gain any needed information on the subject.

The committee have been unable to discover from the testimony that, upon the trial of this case, there was an amount of personal heat upon the part of either court or counsel greater than is frequently found on the trial of cases of this magnitude and of an exciting nature, although the record discloses the fact that there were exceptional circumstances attending the trial of this case upon which the committee does not now deem it necessary to comment.

The first distinct issue raised by the memorial, taken in the order of occurrence, is that the judge, after the conviction of these four men, refused to entertain a motion in arrest of judgment which was presented, or to sanction a motion for new trial, or to grant a *supersedeas* upon either the one or the other; and that he, in disregard of the application for a *supersedeas*, tyrannously sentenced these men to the penitentiary, and in the order required them to be carried to the common jail of Cobb county, from whence they were, on the succeeding day, taken by the penitentiary guards direct to the penitentiary.

The facts disclosed by the testimony on this charge are substantially as follows :

The verdict of guilty was brought into court against these men on Thursday morning of the second week of the court. Counsel for the defence presented to the judge a motion in arrest of judgment. They also presented what is commonly known as a skeleton

motion for new trial, containing the usual formal grounds to the effect that the verdict was against the law and contrary to the evidence, etc. With this motion for new trial there was no brief of the evidence offered. The judge failed to take any action on the same during the day, the testimony showing that he was engaged in the trial of a jury case. He made an appointment to meet the counsel at the court room at night after supper. Counsel went to the court room, and the judge sent word by the sheriff that he could not keep the appointment as he was sick. On the investigation by this committee the judge swore that on said night he was too sick to attend to the business. On the succeeding morning (Friday) the judge, with the solicitor-general, rode out of town, there being at the time a jury out in the case which had been tried on the previous day. The jury was hung, and upon a telegram from counsel in that case agreeing to a mistrial, addressed to the judge at Tate's Station, he took the train and went to Marietta. This was in the month of May, 1890, during the April term of Pickens Superior Court. Before leaving the court, the judge passed an order continuing that term of the court, to be reconvened on the 5th day of June, having notified counsel for the defence that he would do so, and that on said date they could be prepared with their motion for new trial and a brief of evidence in the case.

Upon the conviction of the prisoners on Thursday, the judge had passed an order sentencing them to the penitentiary and requiring them to be immediately taken to the common jail of Cobb county for safe keeping until called for by the penitentiary guard. The order is in the usual form and verbiage used by judges of the Superior Court in sentencing convicts to the penitentiary. The prisoners were removed from Jasper, the county site of Pickens

county, on the day of their conviction and carried to Marietta, where they were placed in jail. On the succeeding day they were called for by a penitentiary guard, and, together with other prisoners who had been previously convicted at Pickens Superior Court, and also sent to Cobb county jail, were taken direct to the penitentiary. Judge Gober testified that he gave no special orders with reference to the removal of these four prisoners to the penitentiary. Upon conviction of the prisoners tried during the first week of the court, the judge had caused the principal keeper of the penitentiary to be notified, and when the guard went to Marietta for the prisoners, both those convicted during the first and second week were taken to the penitentiary.

The questions arising out of this removal of the prisoners from Pickens county to the Cobb county jail, whence they were taken to the penitentiary, have been considered by the committee in two aspects. First, whether the judge violated any express law in refusing or failing to order a *supersedeas*; and, second, if it was a matter in his discretion, did his conduct amount to such an abuse of this discretion as would justify legislative condemnation.

As to the question of express requirement of law, section 4263 of the Code of Georgia makes no provision for a *supersedeas* in a criminal case until the filing of a bill of exceptions. There is no rule laid down as to the duty of the judge in refusing or granting a *supersedeas* after the trial and conviction in a criminal case and prior to the filing of a bill of exceptions. The rule as to *supersedeas* in a civil case upon a rule *nisi* for a new trial, as provided in section 3724 of the Code, expressly states that such rule *nisi* for a new trial shall not operate as a *supersedeas* unless so ordered by the court.

Analogizing a rule *nisi* for a new trial in a criminal

case to a rule *nisi* for a new trial in a civil case, it is under the law a matter of discretion with the judge whether he will grant a *supersedeas* prior to the filing of a bill of exceptions.

In this case a rule *nisi* for new trial had not been granted at the time the prisoners were sent to the penitentiary, but treating the question in its broadest significance, if there had been a perfected motion presented at the time, accompanied with the required brief of evidence, it would still have been a matter in the discretion of the judge whether he would supersede the judgment. The fact is, however, that although a skeleton motion for new trial had been presented, the same is not recognized by the law as a perfected motion in the absence of the brief of the evidence.

Considered, therefore, either as a perfect or imperfect motion for new trial, the grant or the refusal of a *supersedeas* would be a matter in the discretion of the judge.

When we enter upon a consideration of the question whether the judge abused his discretion in refusing to grant the *supersedeas*, the inquiry is limited by less definite rules than those which guide us in determining questions of prescribed law; it becomes more a matter of opinion, upon which man's impartial judgments will naturally differ. Your committee would suggest that the circumstances which then environed the judge should be taken into consideration in the effort to reach a just conclusion on this question.

The evidence disclosed that there had been several cases of house burning in the county, and that the public mind was greatly excited by the same. It was further shown that there was a secret organization in the county, and that although there was no proof that the commission of arson was one of the objects of the organization, it was, nevertheless, true that

those who had committed the arsons were members of the organization. The particular arson for which these men had been convicted, as accessories before the fact, was a peculiarly atrocious one ; a dwelling-house, occupied only by women and children, had been burned at night and these four men, while not actually firing the dwelling, had accompanied the actual perpetrators and were near by at the time of the perpetration of the deed. Previous to the trial the jail had been broken and a portion of the prisoners charged with the commission of the crime had been liberated, although these four particular prisoners had not been among the number thus liberated. It was shown by the testimony of Mr. F. C. Tate and Mr. A. S. Clay and others that the judge had been notified by them that there were rumors of an intention to rescue these prisoners. That there was great excitement in the community is proven by the testimony of witnesses introduced both by the memorialists and by Judge Gober, although they differ as to the immediate cause of the excitement. On the part of Judge Gober it was shown that the apprehension of rescue was so great that he kept his court open on Sunday and kept the jail guarded by armed men. * On the other hand, the evidence introduced by the memorialists shows that while there was great excitement in the community, it was due to their dissatisfaction with the manner of the trial of the prisoners.

The narration of the circumstances of such a situation can scarcely bring to those separated therefrom by time and distance a full realization of the effect upon the minds and feelings of those who were present in the midst of the same, whether these persons were the officials of the court or private citizens. Such surroundings must have their influence upon the judgment and actions of men, and in view of what was then presented to the mind and eye of the judge, we do not think his failure to grant

the *supersedeas* is to be attributed to such a wanton disregard of the rights of the prisoners as would properly characterize his conduct in this regard an abuse of discretion so gross as to call for legislative condemnation. Other men under similar circumstances might have acted differently, but differences in temperament and differences in judgment will produce different results, each of which is within the range of the exercise of a legitimate discretion.

It is further to be considered whether the failure or refusal of the judge to grant a *supersedeas* when the motion in arrest of judgment was presented was either a violation of the law or an abuse of discretion.

There is no provision in the Code requiring a judge to grant a *supersedeas* upon a motion for arrest of judgment prior to the filing of the bill of exceptions. This question can only be determined by analogizing a motion in arrest of judgment to a motion for a new trial, and the same rule of law in the one, in the opinion of the committee, controls in the other. Testing the question by this rule, upon the presentation of a motion in arrest of judgment, and before the hearing of the same, and the hearing of the bill of exceptions, it was a matter in the discretion of the judge whether or not a *supersedeas* should be granted.

Whether this failure in this particular instance to grant a *supersedeas* upon the presentation of the motion in arrest of judgment was an abuse of such discretion, must be tested by the same circumstances as those above related under which a *supersedeas* was refused upon the filing of the skeleton motion for a new trial. In addition to this consideration, the fact must be borne in mind that the motion in arrest of judgment and the skeleton motion for new trial were practically filed at the same time; and Judge Gober testifies his purpose was to hear both of

these motions at the same time, and that he did not consider that there was any merit in the motion in arrest of judgment.

It may be deemed an improper practice in a judge to refuse to grant a *supersedeas* upon the filing of either a motion for new trial or a motion in arrest of judgment. If it be conceded that this is true, the province of this investigation is not to settle the questions of correct or incorrect practice. If it ought to be the rule that upon the filing of a motion for new trial or a motion in arrest of judgment a *supersedeas* should be granted, in a criminal case, that is a matter to be corrected by legislative enactment for the government of judges, and in the absence of such an enactment, only such an abuse of discretion as is shown to be clearly and indisputably malicious and tyrannical will justify legislative condemnation. In passing on the question whether a judge abuses his discretion in refusing to grant a *supersedeas* in a criminal case, it is proper to consider whether the judge does or does not believe the prisoner to be guilty of the offence. Where a judge believes a prisoner to be innocent, there would be much stronger reason why he should grant a *supersedeas* than where he believes him to be guilty.

When the bill of exceptions is filed, the law requires the *supersedeas* to issue regardless of whether the judge believes him to be guilty or innocent, but until the filing of the bill of exceptions, the grant of a *supersedeas* is a matter in his discretion. In this particular case it is a fair conclusion from the evidence to say that the judge believed these prisoners to be guilty. The fact that he subsequently recommended their pardon does not conflict with this view, as his recommendation of pardon was not based upon any doubt expressed as to their guilt. The evidence shows that as soon as the bill of exceptions was filed, the *supersedeas* was issued and the prisoners or-

dered back from the penitentiary to Cobb county jail, where they remained until the dismissal of the case in the Supreme Court.

The second distinct issue raised by the memorial, taken in the order of occurrence, is that the judge, after the motion had been presented to him by defendants' counsel changed the same by taking out grounds of the motion which were in the original, and inserting others in lieu thereof which had not been put there by the counsel.

The consideration of this charge naturally divides itself into two branches : First, did the judge make any alteration of the motion for a new trial after the same had been approved by him. Second, whether, if such change was not made after the approval by him, there had been any change made prior to such approval, and if so, the nature and extent of such change or changes.

It is material to note the fact that a motion for a new trial is not recognized by the law as a record until it has been sanctioned and approved by the judge as correct. After the motion for new trial has been thus approved, and after it has thus been made a part of the record in the case, it has passed beyond the control of the judge, and he has no right to correct or change it in any particular, unless with the consent of the counsel or party to be affected thereby. If a judge, after having approved a motion for a new trial, and after it has thus become, in the eye of the law, a part of the records of the court, does make any change in such record, he is guilty of a very grave offense. It is material, therefore, to inquire whether the evidence shows that any alteration was made of this motion for new trial by Judge Gober after he had approved the same, and after it had thus become a record of the court. There is no question but that the motion for new trial as presented by the counsel for the prisoners

was altered by Judge Gober, and the only question in this connection is as to the time when it was done. In other words, whether it was done before or after the approval of the grounds of the motion. To determine this, the controlling inquiry is, when was the motion for new trial approved, as there is no dispute about the fact that the change in the motion was made in September, 1890, at Pickens Superior Court. Judge Gober testifies that the motion was not approved by him until after the changes had been made. Mr. Maddox testifies that the motion for new trial was approved on the 5th of June. The written approval upon the motion is dated the 5th of June. Mr. Day, a witness introduced by the memorialists, who had been an associate counsel of the memorialists in the defense of these four prisoners, and who was present on the 5th of June when this motion was presented to him, testified that it was his recollection that on the 5th of June when this was done that the judge said he would not approve the grounds of the motion then, but that he would approve it later, and he left it blank. Judge Gober testifies that when he approved the grounds in September, he wrote in the blank the 5th of June so as to make it appear to have been approved at the April term of the court. A number of witnesses testified to the circumstances on several dates subsequent to the 5th of June, showing that the motion on these several dates had not then been approved by the judge. On the 29th of July, the following order was signed by Judge Gober, which is in the handwriting of Mr. Glenn.

STATE *vs.* THOMAS PENDLEY *et al.* ARSON. PICKENS
SUPERIOR COURT, APRIL TERM, 1890.

In the above stated cases there being two cases on a motion for new trial by all of the defendants, four in

number, and another case by all being a motion in arrest of judgment in above stated cases, having been regularly continued until the time, and the counsel for the State being unable to be present on account of illness, the same is continued to be heard at Marietta, on Monday, the 11th day of August, 1890, and up to and at said hearing movants have the right to perfect the motion for new trial in said case and the motion in arrest of judgment, and to present and have approved by the court all of the said grounds of each of said motions, together with a brief of the evidence in the record, and to be then, or in the meantime, approved by the court and filed under order of the court.

It being the intention of the order to preserve all the rights of the defendants in each case as though the same was made in term time and presented and passed upon then, and with all rights of amendment, and as though made then, and with all the rights of exception to the Supreme Court. July 29th, 1890.

GEO. F. GOBER, J. S. C. B. R. C.”

It is fair to state that Mr. Glenn contends that this order was intended solely to preserve the right of amendment to the motion for new trial. It is here presented in connection with the other testimony for the consideration of the General Assembly.

The motion for a new trial which was presented to Judge Gober on the 5th of June (at which time Mr. Glenn was not present) was brought back by Mr. Maddox, and remained in the custody of Glenn & Maddox until the 29th of July. The following is the testimony of Mr. Glenn as to whether the motion for new trial had upon it the approval of the judge during the time when it was thus in their custody :

Q. But before we come to that, I want to ask you one question. Was this motion for new trial brought

back by Mr. Maddox after the 5th day of June?

A. Yes, sir, that is my recollection.

Q. Was it inspected by you? A. Yes, sir?

Q. Were the grounds of that motion for new trial approved? Were those grounds at the time that that motion for new trial was brought back by Mr. Maddox and inspected by you, were they approved by Judge Gober and signed by him? A. I was very certain until this trial took place that they were. First, from the record in the case and from other circumstances connected with it, and the fact that we had the argument as upon an approved motion and no objection was taken to it, and all that sort of thing. But upon an inspection of the orders and letters here in evidence now, I am unable to say that that motion was approved when it was brought back on the 5th of June.

Mr. H. L. Patterson, a member of the bar residing in Forsyth county, who was present at the September term of Pickens Superior Court when the motion for new trial was overruled by Judge Gober, testified that he could not certify the correctness of the facts stated in the motion for new trial as it was originally presented to him. That Judge Gober then took up the motion and read one ground of the motion at a time, or as he said, would read it a time or two. Mr. Patterson states that the judge spent an hour or an hour and a half in thus going over the grounds, and after he got through with it, Judge Gober said, "Well, I am willing to certify that the facts as now stated are correct." Mr. Geo. R. Brown, Mr. F. C. Tate, Mr. Jno. W. Hendley, Mr. C. B. Willingham and Mr. Henderson, who were present at the time, all state substantially the facts in accordance with the testimony of Mr. Patterson.

Mr. Maddox, one of the memorialists, was present at the time and heard what was then said by the judge.

When last upon the stand, during the investigation by this committee, when questioned relative to this occurrence, he testified as follows: Q. As the judge sat on the bench delivering his judgment at the September term of Pickens Superior Court could you discover any type-written pages in there? A. Not where I was sitting. I could not. Q. Could you tell from the reading of it? A. No, sir, not merely the grounds. The judge was going on with it. I supposed he would have some notes in there. Q. Couldn't you tell that any of the grounds were changed? A. No, sir, I couldn't tell the grounds had been changed. Q. Did he state that he had changed it or would change it? A. My recollection is that I thought he would make recitals of notes where he objected to it."

This testimony taken in connection with Judge Gober's leads the minds of the committee to the conclusion that Judge Gober approved the grounds of the motion for new trial at Pickens Superior Court at the time of rendering his judgment, and that the changes in the motion for new trial were made prior to the time of such approval.

The inquiry remains as to the nature and character of the changes which it is admitted were made in this motion for new trial prior to the time when the same was approved by the court, and prior to the time when it thus became a record. It is a familiar rule that a motion for new trial when presented by counsel is merely pleading. These pleadings are in all particulars subject to the approval of the court as to all of the recitals therein contained. It is the recognized duty of the judge, when a motion for new trial is presented to examine the same, and either to disapprove it, if he does not recognize its correctness, or to change it so that it will conform to his knowledge and recollection of what transpired on the trial of the case.

The Supreme Court, when the case comes before them, rely exclusively upon the certificate of the judge as to the correctness of the grounds of the motion and as to the recitals therein. What the judge certifies to be correct, they, under the law, accept as correct, and what he fails or refuses to certify as correct, they do not recognize as correct. If the motion for a new trial as presented by a lawyer had to be accepted by the judge as correct, there would, in the large majority of cases, be a reversal of the judgment of the court below. The law reposes in the Judge of the Superior Court the duty and responsibility of making the motion for new trial speak the truth of what occurred on the trial, so far as recited in the motion for new trial. If he wrongfully refuses to make the motion speak the truth, counsel who are thus aggrieved have their remedy by application to the Supreme Court to compel the judge, by *mandamus*, to certify to what is true and correct in relation to the case. It is, therefore, the universal practice of judges when motions for new trial are presented to examine the same, and wherever, in his opinion, or according to his recollection, the grounds of the motion are incorrectly stated, to correct the same before certifying and approving the grounds and the recitals.

This rule and this practice are, as we understand, recognized by the memorialists, but their complaint is as to the manner and extent to which these changes were made by the judge.

The facts concerning these changes in the motion by the judge prior to the approval of the same are found by the committee to be substantially as follows :

The motion for new trial was made out in manuscript in the handwriting of Mr. Maddox, the same being closely written on the pages. Judge Gober at-

tempted to make the corrections which he deemed proper, and wrote these corrections by interlineations and on the margin of the paper. Desiring to insert some of the charges in the motion, he found it impracticable to do so upon the manuscript pages in the original motion. He, therefore, called in the court stenographer, and instructed him to copy from the original manuscript the grounds of the motion as corrected by him ; and also gave him the charge of the court, marking such portions as he directed to be copied into the motion. When this was done, the typewritten pages prepared by the court stenographer, under his direction as thus stated, were inserted in the motion for new trial, in place of the manuscript leaves which were removed. This, it will be borne in mind, was before the approval of the grounds of the motion for a new trial, and before the judgment overruling the same, and the filing of the motion in the Clerk's office.

When the motion for new trial, as corrected, was read from the bench by Judge Gober, at the September term of Pickens Superior Court, and after the motion was then overruled, the pages of the original manuscript, which had been removed from the motion for new trial, were placed by the judge among the papers constituting the corrected motion for new trial, and the bundle containing the same was then handed by him to the clerk. There are some differences among the witnesses as to whether he placed the papers on the bench before him, and told the clerk there they were, or whether he handed them direct to the clerk. Judge Gober testifies positively that the sheets of the original manuscript, which had been removed by him, were placed by him among the papers constituting the motion for new trial, and by him given to the clerk. There is no contradictory testimony on this point. The clerk testifies that

these papers, unopened by him, were given to Mr. Darnell subsequently, Mr. Darnell being one of the associate counsel for the prisoners. Mr. Darnell sent the papers to Glenn & Maddox.

The memorialists complain that the grounds of the motion as found in the paper corrected by Judge Gober, to-wit, the typewritten pages, did not contain some of the grounds which were in the original manuscript motion as they were originally stated, and that others were inserted which had not been in the original manuscript motion. Upon this statement there is an irreconcilable conflict of testimony between the memorialists and Judge Gober. Judge Gober insists that none of the assignments of error were changed, but only the recitals of fact in the grounds. He states that the grounds of the motion based on the refusal to give certain requests in charge were disallowed and taken out by him for the reason that the requests to charge set out in said motion were not the requests which had been made of him during the trial. The testimony on the subject of these requests on the part of the memorialists was given by Mr. Maddox substantially as follows :

He testified that the requests to charge which were made at the time of the trial were originally drawn by Mr. Glenn ; that before presenting them to the judge, he (Mr. Maddox) copied the same, making at the time some slight verbal changes, and that the copy thus made by him was presented to the judge with a request that he would charge the same to the jury. He did not seek to recover these charges from the judge after the trial, but brought to Atlanta with him the original draft of the requests which had been prepared by Mr. Glenn. He further testified that when he prepared the motion for a new trial, in making the assignment of error on the refusals to charge the requests, he used the original paper which had

been prepared by Mr. Glenn during the trial and supplied from memory the changes which he had made in the copy which he had presented to the judge on the trial. An assignment of error cannot properly be made on a written request to charge unless the copy of the request set out in the motion is a literal copy of the paper which was given to the judge. If the copy thus included in the motion for new trial is not a correct copy, the judge has the right to refuse to certify to the same and to strike the ground based thereon out of the motion for new trial. The usual practice is for counsel, when the judge refuses to give in charge a written request, to get the original paper back from the judge with an endorsement thereon from him, showing what portions of the request to charge he gave to the jury and what portions of the request to charge he refused to give to the jury. Counsel who neglect to take this precaution necessarily run the risk of losing the advantage of assignment of error upon the refusal to charge.

Judge Gober states that he inserted in certain grounds of the motion portions of the charge in order that the full context might appear. The memorialists complain that this was inserted in a way which did not show what part of the motion had originally been written by counsel and what part had subsequently been written by the judge. As the original motion for new trial does not go to the Supreme Court, but is copied into the record by the clerk, even if such distinction had been shown in the original motion by difference in handwriting, it would not appear in the certified copy which went to the Supreme Court. This difference in the certified copy which went to the Supreme Court could only have been shown by a note appended by the judge which is a

practice condemned by the Supreme Court in 76 Ga. page 669.

It was shown by the production of certain records that a similar practice of changing the grounds of the motion by insertions made by the presiding judge had prevailed in that circuit under two preceding judges, the only difference being that the matter thus inserted was in the handwriting of the judges.

In the opinion of the committee, all these matters as to changes in the motion made prior to the approval of the motion are matters of practice. They may be good practice or they may be bad practice, but they are not matters which go to the extent of sustaining charges of corruption. If the changes were made after the approval of the motion and after it had thus become a record of the court, it would be otherwise.

If this practice is deemed so bad as to require its prohibition, it is a matter to be corrected by legislative enactment, but so long as it is not thus prohibited, it is not a matter for legislative inquiry and condemnation.

The same may be said of the practice of hearing argument upon a motion before the grounds are approved. In the opinion of the committee it is a bad practice, but it is unquestionably one which prevails not only in the Blue Ridge Circuit but in some other circuits of the state.

With reference to the correction of the motion for new trial in Marietta after the approval of the same, when the memorialists were present in the courthouse with the judge, there is also an irreconcilable conflict of testimony. The memorialists insist that they remained with the judge several hours, and that important changes were made, thereby restoring all of the original motion so far as they could recall it. The judge, on the contrary, testifies that the only

change made was in a few lines written by himself correcting an assignment of error so as to conform to the wishes of the counsel, but that in no particular were the recitals of fact in the grounds changed. He further testified that they were engaged in this matter but a short time. There was corroborating testimony as to the assertions of each as to the length of time they were so engaged.

The last complaint made by the memorialists is that the judge oppressively and wantonly issued a rule against them to show cause why they should not be punished for contempt for the removal of the record in this case from Pickens Superior Court, when as they allege the judge knew that they did not have such record. The facts as shown on this point, the committee find substantially to be as follows :

At the September term, 1892, of Pickens Superior Court, the judge was applied to by the wife of Seaborn Lansdown to assist in procuring a pardon for him. He was the convict who had, on the first week of the court, in the April term, 1890, consented to a verdict of guilty. There being no evidence in the case of the party pleading guilty and the judge desiring to examine the evidence on the trial of some of the other convicts who had been tried for the same offense, called on the clerk for the papers in the case of these four convicts who had been represented by the memorialists. The information received by him from the clerk was that the papers had been given to the counsel for these men. In searching for the papers the clerk found a receipt of one of the counsel.

A rule in the usual form was issued against all of the counsel, for the purpose of recovering possession of the papers. The clerk, who brought the rule to Atlanta to serve upon the memorialists, was instructed by the judge if the papers were produced that he need not serve the rule. This rule was re-

turnable on Monday. Having ascertained to his satisfaction that the counsel did not have the papers, on Sunday prior to the Monday, Judge Gober himself telegraphed to each of the memorialists in Atlanta as follows:

MARIETTA, GA., October 2.

Cicero D. Maddox, Attorney at Law :

Clerk says you claim papers were returned and you have not since had them. If so you can mail such answer to clerk and you need not go.

These two dispatches he prepaid personally at a cost of \$1.22. It is against the law for papers to be removed from the county without the order of the court, and when they are missing and the judge has reason to believe that any one is responsible for such removal, he has the right to issue a rule to compel their return. If it be conceded that Judge Gober was hasty in the issuance of the rule, the fact that he instructed the clerk not to serve the same upon the memorialists if they produced the papers, and the additional fact that he sent the two telegrams as above stated to save them from the annoyance and expense of attending the court in Pickens county to answer the same, certainly acquit him of any reasonable charge that the rule was issued by him oppressively and wantonly for the purpose of injuring the memorialists.

The original motion for new trial has never been recovered, nor has its loss been accounted for in any way.

It is charged that during the trial of these prisoners, the judge excluded from the court room the father of one of the prisoners and a relative of another one of the prisoners. The testimony shows that the only exclusion of any one from the court room made by the judge, was a general exclusion of all parties whose names were in the jury box, the design being to prevent them from

being disqualified as jurors in the trial of other cases of a like nature. There was no specific exclusion of any individual.

Thomas J. Field, the father of one of the prisoners, testified that he was excluded under this general order and that he applied to the bailiff to get permission for him to return into the court room, he being at the time outside of the court-house. He testified that the bailiff came to the door and shook his head at him, but he does not know that any application was ever made to the judge to admit him. Another relative, who was excluded under the same general order, John G. Coffey, testified that after having been so excluded, he applied to Judge Gober for permission to remain in the court-house, and the judge permitted him to do so.

An inspection of the evidence in this case will show that a very large proportion, if not the greater part of it, relates to the questions of the personal animosities between the parties, and to the motives of the memorialists. In the opinion of the committee, this evidence is properly passed over by them without discussion or comment. The legitimate scope of a legislative investigation does not extend to the ordinary, or even unusual personal differences between court and counsel. If it did, each legislature would be burdened with investigations of this character. Legislative enquiries into judicial conduct should be limited to charges which import the graver official misdemeanors, for the correction of which the Constitution vests the solemn powers of impeachment and trial in the General Assembly. It is to the interest of the public that the dignity and influence of the bench should be maintained, as well as its purity, while it is the obligation of the State to see that the powers of the bench are not exercised either tyrannically or oppressively to the citizen.

Your committee has patiently and laboriously endeavored to arrive at the truth of this matter, and have herein set out specifically their conclusions upon each charge contained in the memorial.

Your committee herewith submits to the General Assembly the testimony taken in this investigation, and also the printed arguments of counsel, both for the memorialists and for Judge Gober, which were presented by them to the committee. The General Assembly thus has all the information by which the committee has been guided in reaching the conclusions contained in this report.

The committee, in closing this report, repeats that a vast volume of evidence was admitted in this case which would have been excluded according to the strict rules of law. Very little evidence of any kind which was offered was excluded, and in almost every instance where any evidence was excluded by the committee at any time, the same evidence was afterwards admitted, at some other time, when offered in a different connection. The entire testimony was taken down stenographically, and a careful examination of it will show that not a material or relevant fact which was offered in evidence was finally rejected.

All of which is respectfully submitted.

W. E. WOOTEN, Chairman,

SAM'L B. HATCHER,

J. M. McAFEE,

Senate Committee.

J. D. HOWARD, Chairman.

H. W. HILL,

A. O. BACON,

W. R. RANKIN,

C. E. BATTLE,

House Committee.

On motion of Mr. Chambers 100 copies of the foregoing report were ordered to be printed for the use the Senate, and the report was laid on the table until Friday next.

The Senate, on motion, adjourned until 9 o'clock A. M. to-morrow.

SENATE CHAMBER, ATLANTA, GEORGIA,
Thursday, December 15, 1892, 9 O'clock A. M.

The Senate met pursuant to adjournment, the President in the chair.

Prayer was offered by the Rev. John Jones, D. D., Chaplain of the Senate.

On the call of the roll the following Senators answered to their names:

| | | |
|-------------|-----------|-----------------------|
| Blalock, | Johnson, | Sirmans, |
| Chambers, | McAfee, | Smith of 15th Dist., |
| Corput, | Matthews, | Smith of 19th Dist., |
| Crawford, | Monk, | Smith of 34th Dist., |
| Daley, | Moore, | Smith of 41st Dist., |
| Davis, | Persons, | Thompson, |
| Dennard, | Pinson, | Whittaker, |
| Edwards, | Pope, | Wilson of 11th Dist., |
| Fitzgerald, | Reaves, | Wilson of 13th Dist., |
| Fleming, | Reese, | Wilcox, |
| Gholston, | Rembert, | Wooten, |
| Hackett, | Robbe, | Wright of 1st Dist., |
| Hatcher, | Robinson, | Wright of 38th Dist., |
| Humphries, | Russell, | Mr. President. |
| Jenkins, | Scaife, | |

Mr. Fitzgerald, Chairman of the Committee on

Journals, reported the journal correct. It was then read and confirmed by the Senate.

On motion of Mr. Robbe, so much of the journal of yesterday as relates to the agreement of the Senate to the adverse report of the General Judiciary Committee on the bill of the House to make valid and legal certain divorces, etc., was reconsidered.

Mr. Whittaker moved a reconsideration of so much of the journal of yesterday as relates to the rejection of his proposed amendment to section 4 of the General Appropriation bill. This motion to reconsider was lost.

Mr. Robbe, Chairman of Committee on Public Schools, submitted the following report :

Mr. President :

Your committee have had under consideration the following House bill, which they instruct me to report back, with the recommendation that the same do pass as amended, to-wit :

A bill to authorize the payment to the teachers of the common schools of this State their salaries quarterly during the fiscal year in which they are teaching said schools.

Respectfully submitted.

C. A. ROBBE, Chairman.

Mr. Monk, Chairman of Committee on Enrollment, submitted the following report :

Mr. President :

Your Committee on Enrollment report as properly enrolled and ready for the signatures of the Presi-

dent and Secretary of the Senate, and the Speaker and Clerk of the House the following Senate acts, to-wit :

An act to amend an act approved February 28, 1874, establishing a new charter for the city of Atlanta and the various acts amendatory thereof, so as to authorize the mayor and general council of the said city of Atlanta to issue \$250,000 of additional bonds for the purpose of adding to and enlarging the plan of the new water works and completing and equipping the same, etc.

Also, an act to amend the several acts incorporating the village of Cave Spring in the county of Floyd, to regulate the collection of street taxes by the marshal of the village, and to define when and how the same shall be levied and collected, etc.

Also, an act to amend the several acts incorporating the village of Cave Spring, in the county of Floyd, to define the duties and powers of the mayor councilmen, marshal and recorder, to regulate the salaries of said officers, etc.

Respectfully submitted.

S. S. MONK, Chairman.

Mr. Persons, Chairman of the Committee on Banks, submitted the following report :

Mr President:

Your Committee on Banks have had under consideration the following House bills which they instruct me to report back, with the recommendation that the same do pass, to-wit :

A bill amending charter of the Atlanta Guaranty Savings Bank.

Also, a bill to be entitled an act to incorporate the Maddox Rucker Banking Company, and for other purposes.

Also, a bill to be entitled an act to amend an act to incorporate a bank in the city of Milledgeville.

Also, a bill to be entitled an act to amend an act entitled an act to incorporate the Planters Bank of Americus, and for other purposes.

Respectfully submitted.

A. P. PERSONS, Chairman.

The following message was received from the House through Mr. Hardin, the Clerk :

Mr. President :

The House has passed by the requisite constitutional majority the following Senate bills, to-wit :

A bill to amend the several acts incorporating the village of Cave Spring, in the county of Floyd, and for other purposes.

Also, a bill to amend the several acts incorporating the village of Cave Spring, in the county of Floyd, to regulate the collection of street taxes by the marshal of the village, and to define when and how the same shall be levied and collected, and for other purposes.

Also, a bill to amend an act approved February 28, 1874, establishing a new charter for the city of At-

lanta, and the various acts amendatory thereof, and for other purposes.

Also, the following Senate bill failing to receive a constitutional majority was lost, to-wit :

A bill to require the Board of Commissioners of Roads and Revenues of the county of Effingham to appoint election managers for the several election precincts of said county, and for other purposes.

The House has passed the following House bills by the requisite constitutional majority, to-wit :

A bill authorizing attorneys and agents to swear to the best of their knowledge and belief in certain cases.

A bill to repeal an act to provide for the incorporating of railroads in this State, to define the powers and liabilities of the same, and for other purposes.

A bill appropriating six hundred and fifty-seven and eleven one-hundredths dollars to pay one third of the cost of paving Peachtree street in front of the Governor's mansion.

A bill to make the sheriffs and their deputies of the several counties wherein County Courts have been established *ex officio* ministerial officers.

A bill to readjust the calendar of the Coweta Circuit.

A bill to amend the local option act for Troup county.

A bill to amend an act to prescribe the duties of electric telegraph companies.

Also, a bill authorizing the mayor and council of Carrollton to hold elections for the purpose of issuing and selling bonds not to exceed \$25,000 for the purpose of establishing a system of water works for the town of Carrollton.

Also, a bill to amend section 4 of an act to fix the bonds of all tax-collectors in counties of this State having a population of 30,000 or more, etc.

Also, a bill to amend the Common School Laws of this State by requiring the State School Commissioner to make an annual report.

Also, a bill to authorize certain disabled Confederate soldiers of this State who are daguerrean, ambrotype, photographic or similar artists to carry on such business without paying license.

Also, a bill to amend section 6 of the act establishing public schools in the town of Jonesboro, etc.

Also, a bill to empower judges of Superior Courts and other courts to grant orders in vacation for perfecting service of suits pending in said courts, etc.

Also, a bill to amend the charter of the town of Hawkinsville touching the matter of issuing bonds for the purpose of establishing water works for said town.

Also, a bill to provide an electric light plant for the city of Carrollton.

Also, a bill to amend an act to incorporate the State Savings and Banking Company

Also, a bill to fix the compensation to be paid per-

sons employed as clerks in holding general elections in the county of Randolph.

The bill of the House which passed both Houses and was transmitted to the Governor and brought back from the Executive Department by resolution for the purpose of correction, was taken up and the amendment of the House was concurred in.

The amendment of the House to the following bill of the Senate was taken up and concurred in, to-wit : A bill to amend an act approved February 28, 1874, establishing a new charter for the city of Atlanta and the various acts amendatory thereof relating to the business of gas companies, etc., and for other purposes.

The following bills of the House were read the second time and recommitted, to-wit :

A bill to establish a system of free schools in the town of North Rome, etc.

A bill to authorize the Board of Commissioners of the town of Tunnel Hill to establish a system of public schools for said town.

A bill to relieve Captain E. Y. Mallory of the Macon Light Infantry, etc.

A bill to set apart and loan certain land in the city of Milledgeville, belonging to the State, for certain school purposes.

And a resolution providing for payment of a deficiency in appropriation for the military encampment.

The following bills of the House were read the second time and passed to a third reading, to-wit :

A bill to amend the charter of the town of Warsaw.

A bill to authorize the payment of salaries to the teachers of the common schools of this State quarterly, etc., and for other purposes.

A bill to amend an act approved October 21, 1891, to provide for payment to the person intitled thereto of the money received by the State from the United States under act of March 2, 1891, refunding the direct tax, etc.

A bill to authorize the Commissioners of Roads and Revenues for Fulton county to pay the members of the Board of Equalization for said county for ten days extra service, etc.

A bill to repeal an act to create a Board of Commissioners of Roads and Revenues in the county of Lumpkin.

A bill to amend an act approved September 1, 1891, to amend an act approved December 24, 1888, to require and provide for the registration of voters in Dooly county

A bill to create a sinking fund to pay off and retire bonds of the State as they mature (in accordance with article 7, section 14, paragraph 7 of the Constitution of 1877), by a tax therefor, and for other purposes.

A bill to amend an act approved February 21, 1873, entitled an act to create and organize Commissioners of Chatham county, who shall be *ex officio* judges, etc., and for other purposes.

A bill to amend an act approved September 5, 1882,

to incorporate the town of Ward, and for other purposes.

A bill to alter and amend the charter of the town of Hawkinsville, so as to make its corporate name the city of Hawkinsville.

A bill to change and amend the charter of the town of Hawkinsville, so as to change and enlarge its corporate limits.

A bill to amend an act to incorporate the Planters Bank of Americus, and for other purposes.

A bill to amend an act to incorporate the Maddox-Rucker Banking Company, etc., and for other purposes.

A bill amending the charter of the Atlanta Guaranty Savings Bank

A bill to amend an act to incorporate a bank in the city of Milledgeville, to be known as the Milledgeville Banking Company, and for other purposes.

A bill to establish the County Court for the county of Dooly, etc., and for other purposes.

A bill to amend the act approved November 11, 1889, to carry into effect article 7, section 1, paragraph 1 of the Constitution of 1877.

A bill to incorporate the town of Statham, in the county of Jackson, and for other purposes.

A bill to amend an act to reincorporate the town of Waycross as the city of Waycross, and for other purposes.

A bill to amend an act approved November 11, 1889, incorporating the city of Emerson, etc., and for other purposes.

The unfinished business of yesterday was resumed, to-wit: The General Appropriation bill, the 5th section thereof being first in order.

Section 5 was read and amended, on motion of the committee, as follows, to-wit: Amend by adding after the word "in" in the seventh line, and before the figures "1893" in the eighth line, the words "each of the years," and by adding after the figures "1893" in the eighth line, the word and figures "and 1894."

Also, amend section 5 by striking out the last three lines of said section.

Section 5, as amended, was adopted.

Section 6 was read and amended as follows, to-wit: Amend section 6 by adding an "s" to the word "year" in the ninth line, and by adding after the figures "1893" in the same line, the word and figures "and 1894," by adding after the word "for" and before the figures "1893" in the 119th line, in section 6, the words "each of the years," and after the figures "1893" in the same line, the word and figures "and 1894."

Mr. Chambers moved to amend section 6 by adding thereto the following words, to-wit: "The purchase of Georgia Form Books by the State Librarian, to be issued to justices of the peace and notaries public who have never been supplied, the sum of two hun-

dred and fifty dollars, or so much thereof as may be necessary.

This amendment was lost.

Mr. Persons moved to amend section 6 by striking therefrom the eleventh line of the printed bill, which reads: "For geological survey, the sum of \$8,000, as provided by act of 1889."

This amendment was adopted.

Mr. Wooten moved to amend by inserting a new paragraph in section 6, to read as follows, to-wit: "For the printing of a military code and regulations, the printing and binding of books and blanks of military record, the completion of the rifle range at the permanent encampment site, and for the purchase of necessary ammunition and appurtenances for rifle firing, the sum of two thousand dollars, or so much thereof as may be necessary.

This amendment was withdrawn by the mover.●

Mr. Hackett moved to amend section 6 by striking out line eleven of said section.

This amendment was withdrawn.

Mr. Hackett moved to amend section 6 by striking therefrom the lines 149, 150, 151, 152 and 153, being the appropriation for benefit of the volunteer forces of this State.

On the adoption of this amendment, Mr. Hackett called for the ayes and nays, which were recorded.

Those who voted in the affirmative are Messrs.—

| | | |
|-----------|----------------------|------------|
| Crawford, | Pope, | Thompson, |
| Davis, | Reaves, | Whittaker. |
| Hackett, | Scaife, | |
| McAfee, | Smith of 19th Dist., | |

Those who voted in the negative are Messrs.—

| | | |
|-------------|------------|-----------------------|
| Blalock, | Humphries, | Sirmans, |
| Chambers, | Jenkins, | Smith of 15th Dist., |
| Corput, | Johnson, | Smith of 34th Dist., |
| Daley, | Monk, | Smith of 41st Dist., |
| Dennard, | Moore, | Wilson of 11th Dist., |
| Edwards, | Pinson, | Wilson of 13th Dist., |
| Fitzgerald, | Reese, | Wilcox, |
| Fleming, | Rembert, | Wooten, |
| Gholston, | Robbe, | Wright of 1st Dist., |
| Hatcher, | Russell, | Wright of 38th Dist. |

There are ayes 10 ; there are nays 29.

So the amendment was not adopted.

Mr. Humphries moved to amend section 6 by striking out the word “eighteen” and inserting the word “sixteen,” so that said section will read “sixteen thousand dollars.”

This motion was lost.

Mr. McAfee moved to amend section 6 by striking the words in the seventeenth line of the printed bill, “fifteen hundred dollars,” and inserting in lieu thereof “five hundred dollars.”

Mr. Humphries moved to amend the amendment of Mr. McAfee by striking therefrom “five hundred dollars,” and inserting in lieu thereof “one thousand dollars.

This amendment was lost, and the question recur-

ring upon the amendment proposed by Mr. McAfee, Mr. Corput required the ayes and nays to be recorded.

Those who voted in the affirmative are Messrs.—

| | | |
|-------------|----------|-----------------------|
| Chambers, | Jenkins, | Sirmans, |
| Crawford, | McAfee, | Smith of 19th Dist., |
| Daley, | Monk, | Smith of 34th Dist., |
| Davis, | Moore, | Smith of 41st Dist., |
| Dennard, | Persons, | Whittaker, |
| Edwards, | Pope, | Wilson of 11th Dist., |
| Fitzgerald, | Reaves, | Wooten. |
| Gholston, | Rembert, | Wright of 1st Dist. |
| Hackett, | Russell, | |
| Hatcher, | Scaife, | |

Those who voted in the negative are Messrs.—

| | | |
|------------|----------|-----------------------|
| Blalock, | Johnson, | Smith of 15th Dist., |
| Corput, | Pinson, | Wilson of 13th Dist., |
| Fleming, | Reese, | Wilcox. |
| Humphries, | Rembert, | |

There are ayes 28 ; there are nays 11.

So the amendment offered by Mr. McAfee was adopted.

Mr. Davis offered to amend the 6th section as follows : Amend by adding after the word “dollar ” in the seventy-eighth line the following : *provided*, that no part of this fund shall be used for a general encampment.

On the adoption of this amendment, Mr. Davis required the ayes and nays to be recorded.

Those who voted in the affirmative are Messrs.—

| | | |
|-----------|-----------|----------------------|
| Crawford, | McAfee, | Scaife, |
| Daley, | Matthews, | Smith of 19th Dist., |
| Davis, | Pope, | Whittaker. |
| Gholston, | Reaves, | |
| Hackett, | Russell, | |

Those who voted in the negative are Messrs.—

| | | |
|-------------|----------------------|-----------------------|
| Blalock, | Johnson, | Smith of 34th Dist., |
| Chambers, | Monk, | Smith of 41st Dist., |
| Corput, | Moore, | Wilson of 11th Dist., |
| Edwards, | Pinson, | Wilson of 13th Dist., |
| Fitzgerald, | Reese, | Wilcox, |
| Fleming, | Rembert, | Wooten, |
| Hatcher, | Robbe, | Wright of 1st Dist. |
| Humphries, | Sirmans, | |
| Jenkins. | Smith of 15th Dist., | |

There are ayes 13 ; there are nays 25.

So the amendment was lost.

Section 6 was adopted as amended.

Section 7 was read and adopted.

Section 8 was read and adopted.

Section 9 was read and adopted.

The report, as amended, was adopted.

The bill was read the third time, and on the question of its passage, as amended, the ayes and nays were recorded.

Those who voted in the affirmative are Messrs.—

| | | |
|-------------|------------|-----------------------|
| Blalock, | Humphries, | Russell, |
| Chambers, | Johnson, | Scaife, |
| Corput, | McAfee, | Sirmans, |
| Crawford, | Matthews, | Smith of 15th Dist., |
| Daley, | Monk, | Smith of 19th Dist., |
| Davis, | Moore, | Smith of 34th Dist., |
| Dennard, | Persons, | Smith of 41st Dist., |
| Edwards, | Pinson, | Wilson of 11th Dist., |
| Fitzgerald, | Pope, | Wilson of 13th Dist., |
| Fleming, | Reaves, | Wilcox, |

Gholston,
Hackett,
Hatcher,

Reese,
Rembert,
Robbe,

Wooten,
Wright of 1st Dist.

Those who voted in the negative are Messrs.---

Whittaker.

There are ayes 38 : there are nays 1.

So the bill was passed, as amended, by a constitutional majority, and on motion of Mr. Corput, was ordered to be immediately transmitted to the House of Representatives.

The following message was received from the House through Mr. Hardin, the Clerk thereof :

Mr President:

The House has passed the following bill by the requisite constitutional majority, to-wit :

A bill to authorize the mayor and council of the city of West Point to issue bonds for opening of new streets, construction of sewers and other improvements.

Mr. Jenkins offered the following resolution, which was taken up, read and unanimously agreed to, to-wit :

WHEREAS, Messrs. W. C. Glenn and C. D. Maddox submitted a memorial to the General Assembly at the present session containing charges which seriously reflected upon the honesty, uprightness and official character of Hon. George F. Gober, Judge of the Blue Ridge Circuit; and

WHEREAS, At Judge Gober's instance and request

a joint committee of the Senate and House was appointed to investigate the truth of said charges ; and

WHEREAS, After a patient and laborious investigation said committee has found against the memorialists and in favor of Judge Gober ; therefore be it

Resolved by the Senate, That the said report be, and the same is hereby adopted, and the Hon. George F Gober, Judge of the Blue Ridge Circuit, be, and he is, hereby fully and completely exonerated from said charges.

The following message was received from the House through Mr. Hardin, the Clerk thereof :

Mr. President :

The House has passed, by the requisite constitutional majority, the following bill, to-wit :

A bill to authorize the Governor to appoint an agent to look after the property of the State of Georgia in Tennessee and in Georgia along the line of the Western and Atlantic Railroad.

The House has also passed the following Senate bills as amended, to-wit :

A bill to amend the several acts incorporating the village of Cave Spring ; to provide for registration of legal voters, and for other purposes.

Also, a bill to authorize the Board of Commissioners of Roads and Revenues in the various counties where such boards have been created, or the ordinaries or judges of the county courts in such counties, to bid on and hold real property sold for taxes, and for other purposes.

The following bills of the House were read the first time and referred as indicated, to-wit :

A bill to amend the local option act for Troup county

Referred to the Committee on Temperance.

A bill to amend an act to incorporate the State Savings and Banking Company, approved November 13, 1889, etc., and for other purposes,

Referred to the Committee on Banks.

A bill to amend the Common School Laws of this State by requiring the State School Commissioner to make an annual report, and for other purposes.

Referred to the Committee on Public Schools.

A bill to amend an act to prescribe the duty of electric telegraph companies, approved October 22, 1887

Referred to the General Judiciary Committee.

A bill to authorize attorneys and agents to swear to the best of their knowledge and belief in certain cases.

Referred to the General Judiciary Committee.

A bill to appropriate \$657.11 to pay one third of the cost of paving Peachtree street in the city of Atlanta, in front of the Governor's mansion, etc.

Referred to the Committee on Finance.

A bill to repeal an act to provide for the incorpo-

rating of railroads in this State, etc., and for other purposes.

Referred to the Committee on Railroads.

A bill to amend section 4 of an act to fix the bonds of all tax-collectors in counties of this State having a population of 30,000 or more, etc., and for other purposes.

Referred to the General Judiciary Committee.

A bill to make the sheriffs and their deputies of the several counties in this State wherein County Courts have been established, or where such courts may be hereafter established, *ex officio* ministerial officers of said County Courts, and for other purposes.

Referred to the General Judiciary Committee.

A bill to provide for an election on the question of issuing bonds to create an electric light plant for the city of Carrollton.

Referred to the Committee on Corporations.

A bill fixing the compensation of persons employed in holding general elections in the county of Randolph, etc.

Referred to the Special Judiciary Committee.

A bill to amend section 6 of the act establishing public schools in the town of Jonesboro, Georgia.

Referred to the Committee on Public Schools.

A bill to empower judges of Superior Courts and other courts to grant orders in vacation for perfecting

service of suits pending in said courts, and for other purposes.

Referred to the General Judiciary Committee.

A bill to authorize certain disabled Confederate soldiers of this State to carry on the business of photography, etc., without paying license.

Referred to the Committee on Finance.

A bill to authorize the Governor to appoint an agent to look after the property of the State in Tennessee and in Georgia along the line of the Western and Atlantic Railroad, etc.

Referred to the Committee on Finance.

A bill to readjust the calendar of the Coweta Circuit.

Referred to the Special Judiciary Committee.

A bill to authorize the mayor and city council of Carrollton, Ga., to hold as many elections as may be necessary, as often as they deem meet and proper, on the question of issuing and selling bonds not to exceed \$25,000, for the purpose of providing a system of water works, etc., and for other purposes.

Referred to the Committee on Corporations.

A bill to authorize the mayor and council of West Point to issue bonds, etc., and for other purposes.

Referred to the Committee on Corporations.

A bill to amend an act to create a system of public schools for the city of Marietta, etc., and for other purposes.

Referred to the Special Judiciary Committee

A bill to amend the charter of the town of Hawkinsville, so as to authorize an election on the question of issuing bonds for the construction of water works in said city

Referred to the Committee on Corporations.

The amendment of the House to the bill of the Senate to amend the several acts incorporating the village of Cave Spring, in the county of Floyd.

The Senate, on motion, adjourned until 7:30 o'clock P. M. this day

SENATE CHAMBER, 7:30 O'clock P. M.

The Senate met pursuant to adjournment and was called to order by the President.

The roll call was, on motion, dispensed with.

The bill of the House to incorporate the town of Nashville, in Berrien county, was, on motion, taken from the Committee on Corporations, read the second time and recommitted.

The bill of the House to authorize the mayor and aldermen of Newnan to issue and sell bonds for establishing and operating a system of water works, was read the second time and recommitted to the Committee on Corporations.

Mr. Jenkins, Chairman Committee on Railroads, submitted the following report :

Mr President:

Your committee have had under consideration the

following House bill which they instruct me to report back, with the recommendation that the same do pass by substitute, to-wit :

A bill to carry into effect article 3, section 7, paragraph 18 of the Constitution of this State.

Respectfully submitted.

JENKINS, Chairman.

On motion of Mr. Hackett the rule was suspended and the Senate took up the report of the Finance Committee on the resolution of the House for the relief of O. B. Smith, C. C. Wheeler, J. H. Rhinehart, H. F. Evans and Thomas Wilson.

The report was agreed to.

The resolution was read the third time, and on the question of concurring therein, the ayes and nays were recorded.

Those who voted in the affirmative are Messrs.—

| | | |
|-------------|------------|-----------------------|
| Blalock, | Hatcher, | Robbe, |
| Chambers, | Humphries, | Russell, |
| Corput, | Jenkins, | Scaife, |
| Crawford, | Johnson, | Sirmans, |
| Daley, | McAfee, | Smith of 15th Dist., |
| Davis, | Monk, | Smith of 19th Dist., |
| Dennard, | Moore, | Smith of 34th Dist., |
| Edwards, | Persons, | Smith of 41st Dist., |
| Fitzgerald, | Reaves, | Whittaker, |
| Gholston, | Reese, | Wilson of 13th Dist., |
| Hackett, | Rembert, | Wilcox. |

Those who voted in the negative are Messrs.—

Matthews, Pope.

There are ayes 33 ; there are nays 2.

So the resolution was concurred in by a constitutional majority

On motion of Mr. Smith of the Thirty-fourth District, the bill of the House to amend section 4 of an act to fix the bonds of all tax-collectors in counties of this State having a population of 30,000 or more, etc., and for other purposes, was transferred from the General Judiciary Committee to the Special Judiciary Committee.

The Senate on motion of Mr. Jenkins took up the report of the Committee on Railroads on the bill of the House to carry into effect article 3, section 7, paragraph 18 of the Constitution of this State, in so far as the same relates to the issuing and granting corporate powers and privileges to railroad companies by the Secretary of State, and for other purposes.

The committee reported in favor of its passage by substitute.

The substitute was adopted and the report was agreed to.

The bill was read the third time and passed as amended by substitute, ayes 29, nays 0.

This bill was ordered to be immediately transmitted to the House.

Mr. Monk, Chairman of the Committee on Enrollment submitted the following report.

Mr. President :

Your committee report as properly enrolled, and ready for the signatures of the President and Secretary of the Senate and of the Speaker and Clerk of the House the following Senate acts, to-wit:

An act to amend an act approved February 28, 1874, establishing a new charter for the city of Atlanta, and the various acts amendatory thereof, to authorize said mayor and general council to contract directly for the paving of streets occupied by the tracks of street railroad companies, and to require said street railroad companies to pay for the paving of the space therein occupied by them as now provided by law, etc.

Also, an act to authorize the Board of Commissioners of Roads and Revenues in the various counties where such boards have been created, as the ordinaries or the judges of the county court in such counties as have such officers in charge of these roads and revenues, to bid on and hold real property properly and lawfully offered for sale by virtue of tax *fi. fas.*, etc.

Also, an act to amend the several acts incorporating the village of Cave Spring in the county of Floyd, to provide for the registration of legal voters and who shall be constituted legal voters and for other purposes.

Respectfully submitted.

S. S. MONK, Chairman.

The following message was received from the House through Mr. Hardin, the Clerk :

Mr President :

The House has passed by the requisite constitutional majority, the following House bill, to-wit :

A bill to repeal an act creating a Board of Commissioners of Roads and Revenues for Pulaski county

Also, the following Senate bills failing to receive the requisite constitutional majority were lost, to-wit:

A bill to repeal an act approved October 5, 1885. to amend an act to establish a County Court for the county of Effingham.

Also, a bill to repeal an act to amend section 1455 of the Code.

Mr. Corput, Chairman of Committee on Finance, submitted the following report :

Mr. President :

Your committee, to whom was referred the address of the ex-Confederate Veterans' Association, in reference to a pension for V Jefferson Davis, the widow of Jefferson Davis, late President of the Southern Confederacy, beg leave to report :

We suggest that the address, which was referred by the Senate to the Committee on Finance, be returned to the Senate with the recommendation that the following resolution be adopted by that body, to-wit :

WHEREAS, The Senate has received an address and memorial from a committee of the Ex-Confederate Association covering a resolution unanimously adopted by that association at its convention held in New Orleans, April 9, 1892, wherein said association asks the several States that composed the late Southern Confederacy, and the five civilized tribes of the Indian Territory to grant a pension to V Jefferson Davis, the venerable and much loved widow of the illustrious President of the late Confederate States of America ; therefore

Resolved by the Senate of Georgia, That the making of suitable and adequate provision for the independent and comfortable support of this worthy and renowned lady, who is so dear to all this Southland of ours, both as the beloved and trusted companion of our great chieftain and as the distinguished exponent of all those characteristics of loveliness, dignity and truth which we so much admire in the women of the South, is a subject that recommends itself to the warmest approval and the deepest sympathy of every heart in this Senate; but in our official capacity as senators of the commonwealth of Georgia we are confronted with the fact that the Constitution of the State contains no warrant whereby we could be justified in making an appropriation from our treasury for this laudable purpose. But we stand ready as citizens, as patriots and as admirers of the noble life and character of this distinguished lady to pledge ourselves individually to the promotion of any plan by which her remaining years, which we pray may be many, shall be rendered comfortable, happy and free from anxiety and care.

Respectfully submitted.

FELIX CORPUT, Chairman.

The Hon. W. T. Milner, C. A. T. Thornlow and J. T. Bogden, of Fayette, were, by resolution of Mr. Blalock, tendered seats in the Senate.

The Senate took up the report of the Finance Committee on the bill of the House to be entitled an act to levy and collect a tax for the support of the State government and the public institutions; for educational purposes in instructing children in the elementary branches of an English education only; to pay the interest of the public debt, and to pay

mained Confederate soldiers and widows of Confederates such amounts as are allowed them by law for the fiscal year eighteen hundred and ninety-three, and to prescribe what persons, professions and property are liable to taxation ; to prescribe the methods of receiving and collecting said taxes ; to prescribe the method of ascertaining the property of this State subject to taxation ; prescribe additional questions to be propounded to tax payers, and to provide penalties and forfeitures for non-payment of taxes, and for other purposes.

The bill was, on motion, taken up by sections.

Amend caption by adding after the word "for " and before the word "the " in the eleventh line, the words "each of," by adding after the words "ninety-three" in the thirteenth line, the words "and eighteen hundred and ninety-four."

Section 1 was read and amended as follows : Amend by striking out in the ninth and tenth lines the words "two and one-tenth mills " and substituting therefor the words "two mills and ninety-three one-hundredths of a mill," and by striking all of that section beginning with the word "and " in the twenty-fifth line and ending with the words " General Assembly " in the thirty-eighth line.

Amend section 1 further by adding in the eighth line after the word "for " and before the word "the," "each of," by adding an "s" to the word "year " in the same line, and by adding after the word "ninety-three" and before the word "of" in the ninth line the words "and eighteen hundred and ninety-four," by adding after the word "for " and before the word "the " in the seventh line of same section the words

"each of," by adding an "s" to the word "year" in same line, and by adding after the words "ninety-three" and before the word "on" in the eighteenth line the words "and eighteen hundred and ninety-four."

Section 1 was adopted as amended.

Section 2 was read and amended as follows: By adding after the word "for" in the eighth line and before the word "the" in the ninth line the words "each of," by adding an "s" to the word "year" in the ninth line, and by adding after the words "ninety-three" in the tenth line, the words "and eighteen hundred and ninety-four."

The second section was further amended, on motion of Mr. Smith of the Thirty-fourth District, as follows, to-wit: Amend by adding to paragraph 9 of said section the following: "*provided further*, that railroad ticket agents selling accident insurance tickets shall not be deemed insurance agents in the sense of this section, and this section shall not apply to railroad ticket agents selling accident insurance tickets, and that railroad ticket agents shall not be required to pay the said tax."

Section 2 was further amended, on motion of Mr Jenkins, by striking from paragraph 8 the word "fifty" and inserting "one hundred."

Section 2 was further amended as follows: By adding after the word "for" in the eighth line and before the word "the" in the ninth line the words "each of," by adding an "s" to the word "year" in the ninth line, and by adding after the words "ninety-three" in the tenth line the words "and eighteen hundred and ninety-four."

Section 2 was further amended by adding after the word "societies" in the 112th line the words "or of solicitors or canvassers or collectors or industrial life insurance companies writing life insurance for premiums collected weekly, not exceeding sixty cents per week for each life insurance."

Amend paragraph 14 of the same section by adding "circus company" in the 146th and 147th lines, and before the words "three hundred" in the 150th line the words "or others giving an exhibition beneath or within a canvas enclosure, advertised in print or by parade, or in any manner whatsoever, as a circus, menagerie, hippodrome, spectacle or shows" implying a circus.

Amend paragraph 12 of same section by striking the words "two hundred and fifty" in the 130th line and inserting in lieu thereof the words "twenty-five."

Amend paragraph 22 of same section by adding after the word "houses" and before the word "doing" in the 265th line the words "or dealers."

Section 2 was further amended, on motion of Mr. Reese, by striking from the 12th paragraph "\$200.00" and inserting "\$50.00."

Section 2 was adopted as amended.

Sections 3, 4, 5 and 6 were read and severally adopted.

Section 7 was read and amended as follows, on motion of Mr. Corput:

Amend by adding after the word "thereof" in the eleventh line the words "residing in the State of Georgia."

On motion of Mr. Hatcher, section 7 was further amended by striking out the following words : "which tax shall be in lieu of all other taxes and licenses, and no municipal corporation or county authorities shall levy any additional tax on said association, either as a license fee or otherwise.

Section 7 was adopted as amended.

Section 8 was read and adopted.

Section 9 was read and amended as follows : Amend by striking all of paragraph 3 of said section, commencing with the fifty-sixth line and ending with the seventieth line, and substituting therefor the following : That each non-resident person or company, whose sleeping cars are run in this State, shall be taxed as follows : Ascertain the whole number of miles of railroads over which such sleeping cars are run, and ascertain the entire value of all sleeping cars of such person or company, then tax such sleeping cars at the regular tax rate imposed upon the property of this State in the same proportion to the entire value of such sleeping cars that the length of lines in this State over which such cars run bears to the length of the lines of all said roads over which such sleeping cars are run. The return shall be made to the Comptroller-General by the president, manager, general agent or person in control of such cars in this State. The Comptroller-General shall frame such questions as will elicit the information sought, and answers thereto shall be made under oath.

If the officers above referred to in control of such sleeping cars shall fail or refuse to answer under oath the questions so propounded, then the Comptroller-General shall obtain the information from

such sources as he may, and he shall assess a double tax on such sleeping cars.

If the taxes herein provided for are not paid, the Comptroller-General shall issue executions against the owners of such cars, which may be levied by the sheriff of any county in this State upon the sleeping car or cars of the owner who has failed to pay these taxes.

Mr. Hatcher moved to amend section 9 as follows : It shall be the duty of the president, secretary or auditor of each and every company owning and operating sleeping cars in this State to make, under oath, to the Comptroller-General on or before the — day of — in each year a report, in writing, showing the principal place of business of such company, the amount of capital stock, the number of shares into which said stock is divided, and the par value of each share. Such report must also further show the total number of miles run by the cars of the said company in this State. Also, said report shall further show the total amount invested by said company outside of the State of Georgia in real estate, manufacturing plants, material and other investments not connected with the operation of sleeping cars. If such report is not made on or before the day specified, then the Comptroller-General shall proceed with such information as he may be able to obtain to ascertain the items, values and other matters mentioned and required by said report. The Comptroller-General shall then proceed to assess the property of such company in this State by deducting from the whole capital stock of the company such an amount as is invested in real estate, manufacturing plants, material and other forms of investment outside of the State of Georgia not concerned in the

operation of sleeping cars, and shall then take such proportion of the remainder of the capital stock as the number of miles run by the cars of the company in the State of Georgia bears to the whole number of miles run by the cars of said company as its property in those States where it is subject to taxation, and shall assess such proportion as other property is assessed in this State. Such assessment, when made and the taxes paid hereunder, shall be in lieu of all other assessments and taxes in this State.

The Comptroller-General shall render to such company a statement of the taxes thereon, which amount shall be paid by said company into the treasury. If the taxes herein provided for are not paid, the Comptroller-General shall issue execution against the owner of such cars, which may be levied by the sheriff of any county in this State upon the sleeping car or cars of the owner who has failed to pay the taxes.

This amendment was lost.

Section 9 was adopted as amended.

Sections 10, 11, 12, 13, 14, 15 and 16 were severally read and adopted.

Section 17 was read and amended as follows: Amend by adding after the word "of" and before the word "the" in the eighth line the words "each of," by adding an "s" to the word "year" in the same line, by adding after the figures "1893" in the same line the word and figures "and 1894," by adding after the word "December" in the twelfth line and before the figures "1893" in the thirteenth line the words "of each of the years," and by adding after

the figures "1893" in the thirteenth line the word and figures "and 1894."

Section 17 was adopted as amended.

Section 18 was read and adopted.

Section 19 was read and amended as follows : by adding after the word "April" and before the figures "1893" in the third line, the words "of each of the years," and by adding after the figures "1893" in the same line, the word and figures "and 1894," and after the figure "1st" and before the figures "1893," in the seventh line, the words "of each of the years," and by adding after the figures "1893" in the same line, the word and figures "and 1894," by adding after the figure "1st" and before the figures "1893" in the tenth line, the words "of each of the years," and after the figures "1893" in the same line, the word and figures "and 1894."

Section 19 was adopted, as amended.

Section 20 was read and adopted.

The report, as amended, was agreed to.

The bill was read the third time and on the question of its passage, as amended, the ayes and nays were recorded.

Those who voted in the affirmative are Messrs.—

| | | |
|-------------|----------|-----------------------|
| Blalock, | Johnson, | Russell, |
| Corput, | McAfee, | Sirmans, |
| Crawford, | Moore, | Smith of 15th Dist., |
| Daley, | Persons, | Smith of 34th Dist., |
| Davis, | Pinson, | Smith of 41st Dist., |
| Edwards, | Pope, | Wilson of 13th Dist., |
| Fitzgerald, | Reaves, | Wilcox, |
| Hatcher, | Reese, | Wooten, |
| Jenkins, | Robbe, | Mr. President, |

There are ayes 26 ; there are nays 0.

So the bill was passed, as amended, by a constitutional majority, and, on motion of Mr. Corput, was ordered to be immediately transmitted to the House.

The Senate adjourned on motion until 9 o'clock A. M. to-morrow.

SENATE CHAMBER, ATLANTA, GEORGIA,
Friday, December 16, 1892, 9 O'clock A. M.

The Senate met pursuant to adjournment, and was called to order by the President *pro. tem.*

Prayer was offered by the Chaplain.

On the call of the roll the following Senators answered to their names :

| | | |
|-------------|-----------|-----------------------|
| Blalock, | Johnson, | Sirmons, |
| Chambers, | McAfee, | Smith of 15th Dist., |
| Corput, | Matthews, | Smith of 19th Dist., |
| Crawford, | Monk, | Smith of 34th Dist., |
| Daley, | Moore, | Smith of 41st Dist., |
| Davis, | Persons, | Thompson, |
| Dennard, | Pinson, | Whittaker, |
| Edwards, | Pope, | Wilson of 11th Dist., |
| Fitzgerald, | Reaves, | Wilson of 13th Dist., |
| Fleming, | Reese, | Wilcox, |
| Gholston, | Rembert, | Wooten, |
| Hackett, | Robbe, | Wright of 1st Dist., |
| Hatcher, | Robinson, | Wright of 38th Dist., |
| Humphries, | Russell, | Mr. President. |
| Jenkins, | Scaife, | |

Mr. Fitzgerald, Chairman Committee on Journals, reported the Journal correct. It was then read and confirmed by the Senate.

Mr. Corput, Chairman of the Finance Committee, submitted the following report :

Mr. President :

Your committee have had under consideration the following House bills which they instruct me to report back, with the recommendation that the same do pass, to-wit :

A bill to authorize certain disabled Confederate soldiers who are daguerreans, to carry on their business without paying any license.

Also, a bill to authorize the Governor to appoint an agent to look after the property of the State of Georgia in Tennessee and in Georgia, and for other purposes.

Also, a bill to appropriate six hundred and fifty seven and eleven one-hundredths (\$657 11) dollars to pay one third of the cost of paving Peachtree street in front of the Governor's mansion.

Respectfully submitted.

FELIX CORPUT, Chairman.

Mr. Reese, Chairman of the General Judiciary Committee, submitted the following report :

Mr. President :

Your committee have had under consideration the following House bills, which they instruct me to report back, with the recommendation that the same do pass, to-wit :

A bill to fix the time of holding the Superior Court of Rabun county

Also, a bill to amend an act to prescribe the duties of electric telegraph companies, etc.

Also, a House resolution requiring the Governor to cause the Attorney-General to institute suits in Superior Courts to cancel, and declare illegal and void certain contracts of corporations, etc., which they recommend do not pass.

Your committee also instruct me to report back the following Senate and House bills which were referred to your committee, with the recommendation that the same be laid on the table as unfinished business, to-wit :

Senate bills Nos. 112, 17, 80, 8, 3, 35, 20 and 118, and House bills Nos. 68, 103, 111, 288 and 325.

Respectfully submitted.

M. P. REESE, Chairman.

Mr. Monk, Chairman of the Enrollment Committee, submitted the following report :

Mr. President :

Your committee report as duly enrolled and ready for the signatures of the President and Secretary of the Senate and the Speaker and Clerk of the House. the following Senate act, to-wit :

An act to provide for the registration of the qualified voters of Taylor county and to provide for carrying the same into effect, and for other purposes.

Respectfully submitted.

S. S. MONK, Chairman.

Mr. Persons, Chairman Committee on Banks, submitted the following report :

Mr President:

Your Committee on Banks have had under consideration the following House bill which they instruct me to report back, with the recommendation that the same do pass, to-wit :

A bill to be entitled an act to amend an act entitled an act to incorporate the State Savings and Banking Company, approved November 13, 1889, to change the name of said bank to Fulton Savings Bank, to fix a period of succession for thirty years, to authorize increase in board of directors, to lend money and how collected, and for other purposes.

Respectfully submitted.

A. P. PERSONS, Chairman.

Mr. Robbe, Chairman Committee on Public Schools, submitted the following report :

Mr President:

Your committee have had under consideration the following House bill which they instruct me to report back, with the recommendation that the same do pass, to-wit:

A bill to amend the Common School Laws of this State.

Respectfully submitted.

C. A. ROBBE, Chairman.

The following message was received from the House through Mr. Hardin, the Clerk thereof :

Mr. President:

The House has passed by the requisite constitutional majority the following bills of the Senate, to-wit :

A bill to alter and amend the charter of the city of Brunswick, approved November 12, 1889.

Also, a bill to repeal an act to amend an act to authorize a County Court for the county of Effingham.

Also, a bill to amend an act authorizing the city of Newnan to make an additional issuance of bonds for school purposes.

Also, a bill to authorize a system of public schools in the city of Albany, Ga.

Also, a bill to establish a system of public schools in the town of Roswell.

Also, a bill to confirm certain ordinances of the city council of Augusta, and for other purposes.

Also, a bill to authorize the mayor and council of Toccoa to issue bonds for the purpose of erecting and equipping school buildings in said town of Toccoa, and for other purposes.

Also, a bill to amend an act to incorporate the town of Omaha in the county of Stewart.

Also, a bill to incorporate the town of Leslie in the county of Sumter.

The House has concurred in the Senate substitute, with certain amendments, to the following bill of the House, to-wit :

A bill to amend the act to allow pensions to certain Confederate widows, and for other purposes, approved December 23, 1890.

The House has also passed by requisite constitutional majority the following Senate bills :

A bill to authorize the Commissioners of Roads and Revenues of Stewart county to issue certain bonds, and for other purposes.

Also, a bill to amend an act incorporating the town of Walesca, and for other purposes.

Also, a bill to provide for the registration of the voters of Taylor county, and for other purposes.

The House has also passed as amended the following Senate bill, to-wit :

A bill to define the elementary branches of an English education as used in paragraph 1, section 1, article 8 of the Constitution.

The House has also concurred in the following resolution of the Senate, to-wit :

A resolution providing for the appointment of a committee to investigate and report at the next session of the General Assembly the cost of buildings which may be deemed necessary for the Lunatic Asylum, and for other purposes.

Mr. Robbe, Chairman of the Committee on Public Schools, submitted the following report :

Mr. President :

Your Committee on Public Schools have had under

consideration the following House bills which they instruct me to report back, with the recommendation that the same do pass, to-wit :

A bill to be entitled on act to amend section 6 of the act establishing public schools in the town of Jonesboro, Ga., and for other purposes.

Also, a bill to be entitled an act to authorize the Board of Commissioners of the town of Tunnel Hill to establish a system of public schools for said town and levy a tax for the maintenance of the same.

Also, a bill to set apart and loan certain land in the city of Milledgeville for school purposes, and for other purposes.

Respectfully submitted.

C. A. ROBBE, Chairman.

The Hon. J. W. Jones, of Bowden, Georgia, was tendered a seat in the Senate.

The following bills of the House were read the second time and passed to a third reading, to-wit :

A bill to amend the Common School Laws of this State.

A bill to authorize certain disabled Confederate soldiers who are photographers, etc., to do business without license.

A bill to amend section 6 of the Public School Act of Jonesboro, Georgia.

A bill to amend an act to prescribe the duty of electric telegraph companies, etc.

A bill to appropriate \$657.11 to pay one-third of the costs of paving Peachtree street in front of the Governor's mansion, etc.

A bill to fix the time of holding the Superior Court of Rabun county

3 A bill to authorize the Governor to appoint an agent to look after the property of the State in Tennessee, etc.

And, a bill to amend an act to incorporate the State Savings and Banking Company, approved November 13, 1879, etc.

The following bills of the House were read the second time and recommitted, to-wit :

A bill to amend the local option act of Troup county, etc., and for other purposes.

A bill to provide for an election on the question of issuing bonds to create an electric light plant for the city of Carrollton.

A bill to amend the charter of the town of Hawkinsville as relates to issuing bonds for creation of water works.

A bill to authorize the mayor and council of Carrollton, Ga., to hold as many elections as may be necessary, as often as they may deem proper, on the question of issuing and selling bonds to build water works in said city

And a bill to authorize the mayor and council of the city of West Point to issue bonds for the opening of new streets, etc.

On motion of Mr. Corput, the amendments of the House to the substitute of the Senate for House bill to amend an act to allow pensions to certain Confederate widows, and for other purposes, approved December 23, 1890, so as to change the amount of the annual pension, and for other purposes.

The amendment striking out from section 1 the first eight lines on page 2, and also by striking out "Georgia" in 13th line, also by striking out from lines 13, 14 and 15 the following words "and to the widow of every Confederate soldier who enlisted in a Georgia regiment."

On motion to agree to this amendment the ayes and nays were recorded.

Those who voted in the affirmative are Messrs.—

| | | |
|-------------|----------|----------------------|
| Blalock, | Pinson, | Smith of 41st Dist., |
| Fitzgerald, | Rembert, | Wilson of 13th Dist. |
| Matthews, | Scaife, | |

Those who voted in the negative are Messrs.—

| | | |
|-----------|------------|-----------------------|
| Chambers, | Humphries, | Russell, |
| Corput, | Jenkins, | Sirmans, |
| Crawford, | Johnson, | Smith of 15th Dist., |
| Daley, | McAfee, | Smith of 19th Dist., |
| Davis, | Monk, | Smith of 34th Dist., |
| Dennard, | Persons, | Whittaker, |
| Edwards, | Pope, | Wilson of 11th Dist., |
| Fleming, | Reaves, | Wilcox, |
| Gholston, | Reese, | Wright of 1st Dist. |
| Hackett, | Robbe, | |
| Hatcher, | Robinson, | |

There are ayes 8: there are nays 31.

So the motion to agree to this amendment was lost, and the same was disagreed to.

The amendment relating to time of paying widows' pensions was concurred in.

This action of the Senate was ordered immediately communicated to the House.

Mr. Wooten, Chairman of Committee on Military Affairs, submitted the following report :

Mr President :

Your committee have had under consideration the following resolution, which they instruct me to report back, with the recommendation that the same do pass, to-wit :

A joint resolution relating to the payment of one thousand nine hundred and forty-eight and sixty-four one-hundredths (\$1,948.64) dollars for transportation and other expenses pertaining to the military encampment at Camp Chickamauga, Georgia, etc.

Also, the following House bill, which they instruct me to report back, with the recommendation that the same do pass, to-wit :

A bill to be entitled an act to relieve Captain E. F. Mallory, of the Macon Light Infantry, and his securities on the arms and accoutrements destroyed by fire in the city of Macon, county of Bibb, State of Georgia, November 29, 1892, and for other purposes.

Respectfully submitted.

W E. WOOTEN, Chairman.

Mr. Edwards, Chairman of the Committee on Special Judiciary, submitted the following report :

Mr. President :

Your Committee on Special Judiciary have had under consideration the following House bills, which they instruct me to report back, with the recommendation that the same do pass, to-wit :

A bill to be entitled an act to amend section 4 of an act entitled an act to fix the bonds of all tax-collectors in counties of this State having a population of 30,000 or more ; to require such tax-collectors to make more frequent settlements with the Comptroller-General of this State and with the county authorities than is now required by law, and for other purposes, approved October 21, 1891.

Also, a bill to be entitled an act to readjust the calendar of the Coweta Circuit.

Also, the following House bill, which they instruct me to report back, with the recommendation that the same do pass, as amended, to-wit :

A bill to be entitled an act to amend an act to create a system of public schools for the city of Marietta, in the county of Cobb, and for other purposes.

Also, the following House bill, which they instruct me to report back, with the recommendation that the same lie on the table as unfinished business, to-wit :

A bill to amend the charter of the town of Warsaw

Also, the following House bill, which they instruct me to report back, with the recommendation that the same do pass, to-wit :

A bill to be entitled an act to fix the compensa-

tion to be paid persons employed as clerks in holding general elections in the county of Randolph, and for other purposes.

Respectfully submitted.

E. F. EDWARDS, Chairman.

The Senate took up the report of the Finance Committee on the bill of the House to appropriate \$4,000 to the Academy of the Blind, etc., and for other purposes.

The report was agreed to.

The bill was read the third time, and on the question of its passage, the ayes and nays were recorded.

Those who voted in the affirmative are Messrs.—

| | | |
|-------------|------------|-----------------------|
| Blalock, | Humphries, | Scaife, |
| Chambers, | Johnson, | Smith of 15th Dist., |
| Corput, | McAfee, | Smith of 19th Dist., |
| Crawford, | Matthews, | Smith of 34th Dist., |
| Daley, | Monk, | Thompson, |
| Davis, | Persons, | Whittaker, |
| Dennard, | Pinson, | Wilson of 11th Dist., |
| Edwards, | Pope, | Wilson of 13th Dist., |
| Fitzgerald, | Reaves, | Wilcox, |
| Gholston, | Reese, | Wooten, |
| Hackett, | Robinson, | Wright of 1st Dist. |
| Hatcher, | Russell, | |

There are ayes 35; there are nays 0.

So the bill was passed by a constitutional majority.

The Senate took up the report of the Finance Committee on the bill of the House to appropriate the sum of \$5,500 to the Georgia Institute for the Deaf and Dumb, for material improvements, etc., and for other purposes.

The report was agreed to.

The bill was read the third time and on the question of its passage the ayes and nays were recorded.

Those who voted in the affirmative are Messrs.—

| | | |
|-------------|----------------------|-----------------------|
| Blalock, | Johnson, | Smith of 19th Dist., |
| Chambers. | McAfee, | Smith of 34th Dist., |
| Corput, | Matthews, | Thompson. |
| Crawford, | Monk, | Whittaker, |
| Daley, | Persons, | Wilson of 11th Dist., |
| Edwards, | Reaves, | Wilson of 13th Dist., |
| Fitzgerald, | Reese, | Wilcox, |
| Hackett, | Robinson, | Wooten, |
| Hatcher, | Russell, | Wright of 1st Dist. |
| Humphries, | Sirmans, | |
| Jenkins, | Smith of 15th Dist., | |

There are ayes 31 ; there are nays 0.

So the bill was passed by constitutional majority

The Senate took up the report of the Finance Committee on the bill of the House to appropriate certain sums of money for the State Lunatic Asylum, to be used in building fire walls in the halls of said institution, etc., and for other purposes.

The report was agreed to.

The bill was read the third time and on the question of its passage the ayes and nays were recorded.

Those who voted in the affirmative are Messrs.—

| | | |
|-----------|----------|-----------------------|
| Blalock, | Johnson, | Smith of 15th Dist., |
| Chambers, | Monk, | Smith of 19th Dist., |
| Corput, | Moore, | Smith of 34th Dist., |
| Crawford, | Persons, | Thompson, |
| Dennard, | Pinson, | Whittaker, |
| Edwards, | Pope, | Wilson of 13th Dist., |

| | | |
|-------------|----------|---------------------|
| Fitzgerald, | Reaves, | Wilcox, |
| Fleming, | Reese, | Wooten, |
| Gholston, | Robbe, | Wright of 1st Dist. |
| Hackett, | Russell, | |
| Humphries, | Scaife, | |

There are ayes 31 : there are nays 0.

So the bill was passed by constitutional majority.

The Senate took up the report of the Finance Committee on the bill of the House to create a sinking fund to pay off and retire bonds of the State as they mature (in accordance with article 7, section 14, paragraph 7 of the Constitution of 1877) by a tax therefor, and for other purposes.

The report was agreed to.

The bill was read the third time and on the question of its passage the ayes and nays were recorded.

Those who voted in the affirmative are Messrs.—

| | | |
|-------------|-----------|-----------------------|
| Blalock, | Johnson, | Scaife, |
| Chambers, | McAfee, | Sirmans, |
| Corput, | Matthews, | Smith of 15th Dist., |
| Crawford, | Monk, | Smith of 34th Dist., |
| Daley, | Moore, | Thompson, |
| Davis, | Persons, | Whittaker, |
| Dennard, | Pinson, | Wilson of 13th Dist., |
| Edwards, | Pope, | Wilcox, |
| Fitzgerald, | Reaves, | Wooten, |
| Fleming, | Reese, | Wright of 1st Dist. |
| Hackett, | Robbe, | |

There are ayes 32 : there are nays 0.

So the bill was passed by constitutional majority.

The Senate took up the report of the Finance Committee on the bill of the House to amend an act ap-

proved October 21, 1891, entitled an act to provide for the payment to the person entitled thereto of the money received by the State of Georgia from the United States under the act approved March 2, 1891, refunding the direct tax collected under the act approved August 5, 1861, and for other purposes.

The report was agreed to.

The bill was read the third time, and on the question of its passage the ayes and nays were recorded.

Those who voted in the affirmative are Messrs.—

| | | |
|-------------|-----------|-----------------------|
| Chambers, | Johnson, | Russell. |
| Corput, | McAfee, | Scaife, |
| Crawford, | Matthews, | Sirman, |
| Daley, | Monk, | Smith of 15th Dist., |
| Dennard, | Moore, | Smith of 19th Dist., |
| Edwards, | Persons, | Smith of 34th Dist., |
| Fitzgerald, | Pinson, | Whittaker, |
| Fleming, | Pope, | Wilson of 13th Dist., |
| Gholston, | Reaves, | Wilcox, |
| Hackett, | Reese, | Wooten, |
| Jenkins, | Robbe, | Wright of 1st Dist. |

There are ayes 30 ; there are nays 0.

So the bill was passed by constitutional majority.

The Senate took up the report of the Finance Committee on the resolution of the House to relieve T. J. Butler, of Bibb county, by refunding to him part of the amount paid by him for retail liquor license to the State.

The report was agreed to.

The resolution was read the third time, and on the question of concurring therewith the ayes and nays were recorded.

Those who voted in the affirmative are Messrs. —

| | | |
|-------------|-----------|-----------------------|
| Blalock, | Hatcher, | Russell, |
| Chambers, | McAfee, | Scaife, |
| Corput, | Matthews, | Smith of 15th Dist., |
| Crawford, | Monk, | Smith of 19th Dist., |
| Daley, | Moore, | Smith of 41st Dist., |
| Davis, | Persons, | Thompson, |
| Dennard, | Pinson, | Whittaker, |
| Fitzgerald, | Reaves, | Wilson of 13th Dist., |
| Fleming, | Reese, | Wilcox, |
| Gholston, | Rembert, | Wooten, |
| Hackett, | Robbe, | Wright of 1st Dist. |

Those who voted in the negative are Messrs.—

Pope.

There are ayes 33 ; there are nays 1.

So the resolution was concurred in by constitutional majority

The Senate took up the report of the Finance Committee on the bill of the House to authorize the Commissioners of Roads and Revenues for Fulton county, Georgia, to pay the members of the Board of Equalization for said county for the ten days extra service rendered by them during the year 1892, and for other purposes.

The report was agreed to.

The bill was read the third time and passed ; ayes 29, nays 0.

The Senate took up the report of the Finance Committee on the bill of the House to make an appropriation to the trustees of the University of Georgia for the State Technological School.

The committee reported in favor of its passage

Mr. Davis moved to amend the report of the committee by striking out section 2, and making section 3 section 2.

On the adoption of this amendment the ayes and nays were required and recorded.

Those who voted in the affirmative are Messrs.—

| | | |
|-------------|-----------|-----------------------|
| Blalock, | McAfee, | Russell, |
| Crawford, | Matthews, | Scaife, |
| Davis, | Monk, | Smith of 19th Dist., |
| Dennard, | Persons, | Thompson, |
| Fitzgerald, | Pope, | Whittaker, |
| Gholston, | Reaves, | Wilson of 11th Dist., |
| Hackett, | Reese, | Wright of 1st Dist. |

Those who voted in the negative are Messrs.—

| | | |
|------------|----------|-----------------------|
| Chambers, | Jenkins, | Smith of 15th Dist., |
| Corput, | Johnson, | Smith of 34th Dist., |
| Daley, | Moore, | Smith of 41st Dist., |
| Edwards, | Pinson, | Wilson of 13th Dist., |
| Fleming, | Rembert, | Wilcox, |
| Hatcher, | Robbe, | Wooten. |
| Humphries, | Sirmans, | |

There are ayes 21 ; there are nays 20.

So the amendment was adopted.

The report, as amended, was agreed to.

The bill was read the third time, and on the question of its passage, as amended, the ayes and nays were recorded.

Those who voted in the affirmative are Messrs.—

| | | |
|-----------|----------|----------|
| Blalock, | Jenkins, | Robbe, |
| Chambers, | Johnson, | Russell, |

| | | |
|-------------|-----------|------------------------|
| Corput, | *McAfee, | Scaife, |
| Crawford, | Matthews, | Sirmans, |
| Daley, | Monk, | Smith of 15th Dist , |
| Davis, | Moore, | Smith of 34th Dist., |
| Edwards, | *Persons, | Smith of 41st Dist., |
| Fitzgerald, | Pinson, | *Wilson of 11th Dist., |
| Fleming, | Pope, | *Wilson of 13th Dist., |
| Hackett, | Reaves, | Wilcox, |
| Hatcher, | Reese, | Wooten. |
| Humphries, | Rembert, | |

Those who voted in the negative are Messrs.—

| | | |
|-----------|----------------------|---------------------|
| Dennard, | Smith of 19th Dist., | Whittaker, |
| Gholston, | Thompson, | Wright of 1st Dist. |

There are ayes 34 ; there are nays 6.

So the bill was passed, as amended, by constitutional majority, and on motion of Mr. Smith of the Thirty-fourth District, was ordered immediately transmitted to the House.

The Senate took up the report of the Finance Committee on the resolution of the House relating to the payment of \$1,948.64 for transportation and other expenses pertaining to the military encampment at Camp Chickamauga, Georgia, etc.

The report was agreed to.

The resolution was read the third time, and on the question of concurring therein the ayes and nays were recorded.

Those who voted in the affirmative are Messrs.—

| | | |
|-----------|------------|----------|
| Blalock, | Humphries, | Robbe, |
| Chambers, | Jenkins, | Russell, |
| Corput, | Johnson, | Scaife, |

*Explained his vote.

| | | |
|-------------|-----------|-----------------------|
| Crawford, | Matthews, | Sirmans, |
| Daley, | Monk, | Smith of 15th Dist., |
| Davis, | Moore, | Whittaker, |
| Edwards, | Persons, | Wilson of 11th Dist., |
| Fitzgerald, | Pinson, | Wilson of 13th Dist., |
| Fleming, | Pope, | Wilcox, |
| Hackett, | Reese, | Wooten. |
| Hatcher, | Rembert. | |

Those who voted in the negative are Messrs.—

| | | |
|-----------|----------------------|-----------|
| Gholston, | Reaves, | Thompson. |
| McAfee, | Smith of 19th Dist., | |

There are ayes 32 ; there are nays 5.

So the resolution was concurred in by constitutional majority

The Senate took up the report of the Finance Committee on the bill of the House to relieve Capt. E. Y Mallory of the Macon Light Infantry and his security, etc., and for other purposes.

The report was agreed to.

The bill was read the third time and passed, ayes 25, nays 2.

The Senate took up the report of the Special Judiciary Committee on the bill of the House to amend an act to create a Board of Commissioners of Chatham county, who are *ex officio* judges, etc., and for other purposes.

Proof of legal notice was submitted.

The report was agreed to.

The bill was read the third time and passed, ayes 27, nays 0.

The Senate took up the report of the Special Judiciary Committee on the bill of the House to establish the County Court for Dooly county, etc., and for other purposes.

The report was agreed to.

The bill was read the third time and passed, ayes 25, nays 0.

The Senate took up the report of the Finance Committee on the bill of the House to amend the act approved November 11, 1889, to carry into effect article 7, section 1, paragraph 1 of the Constitution of 1877

The report was agreed to.

The bill was read the third time and passed, ayes, 27, nays 0.

The Senate took up the report of the Committee on Banks on the bill of the House to amend an act to incorporate a bank in the city of Milledgeville, to be known as the Milledgeville Banking Company, and for other purposes, approved February 28, 1874.

The report was agreed to.

The bill was read the third time and passed, ayes 30, nays 0.

The Senate took up the report of the Committee on Public Schools on the bill of the House to authorize the payment to the teachers of the common schools of this State their salaries quarterly during the fiscal years in which they are teaching said schools, and for other purposes.

The committee reported in favor of its passage with an amendment, which was adopted, and the report was agreed to.

The bill was read the third time and passed, as amended, ayes 28, nays 0.

The bill of the Senate to define the elementary branches of an English education as used in paragraph 1, section 1, article 8 of the Constitution, etc., and for other purposes, was taken up, and the amendments of the House were concurred in.

Mr. Wright, Chairman of the Committee on Temperance, submitted the following report :

Mr. President :

The Committee on Temperance have considered House bill No. 408, which is a bill to amend the local option act of Troup county, etc., and recommend that the same do pass.

WRIGHT of 1st Dist., Chairman.

The bill of the House to amend an act to establish a system of public schools for Marietta, etc., was read the second time and recommitted to the Special Judiciary Committee.

The following bills of the House were read the second time and passed to a third reading, to-wit :

A bill to readjust the calendar of the Coweta Circuit.

A bill fixing the compensation to be paid persons employed as clerks in holding general elections in Randolph county

And a bill to amend section 4 of an act to fix the bonds of all tax-collectors in counties having a population of 30,000 or more, etc., and for other purposes.

The Senate took up the report of the Committee on Corporations on the bill of the House to incorporate the town of Statham in Jackson county, etc.

Proof of legal notice was submitted to the Senate.

The committee reported in favor of its passage, with amendments which were adopted, and the report was agreed to.

The bill was read the third time and passed, as amended, ayes 27, nays 0.

The Senate took up the report of the Committee on Corporations on the bill of the House to incorporate the town of Carltonville in Madison county, etc., and for other purposes.

Proof of legal notice was submitted.

The committee reported in favor of its passage, with an amendment which was adopted, and the report was agreed to.

The bill was read the third time and passed, as amended, ayes 28, nays 0.

The Senate took up the report of the Committee on Corporations on the bill of the House to amend an act approved November 11, 1889, incorporating the city of Emerson, etc.

Proof of legal notice was submitted.

The report was agreed to.

The bill was read the third time and passed, ayes 27, nays 0.

The Senate took up the report of the Committee on Public Schools on the bill of the Senate to authorize the Board of Commissioners of Tunnel Hill to establish a system of public schools and levy a tax for the maintenance of the same.

Proof of legal notice was submitted.

The report was agreed to.

The bill was read the third time and passed, ayes 29, nays 0.

The Senate took up the report of the Committee on Public Schools on the bill of the House to set apart and loan certain land in the city of Milledgeville, belonging to the State of Georgia, for certain school purposes, etc., and for other purposes.

The report was agreed to.

The bill was read the third time and passed, ayes 29, nays 0.

The Senate adjourned, on motion, until 7:30 o'clock P. M. this day

SENATE CHAMBER, 7:30 O'clock P. M.

The Senate met pursuant to adjournment, and was called to order by the President.

The roll call was, on motion, dispensed with.

On motion of Mr. Corput, all business completed by the Senate this day was ordered to be communicated to the House to-night.

The Hon. Thomas Grier, the Hon. Thomas Ramsey and the Hon. W W Slaton, of Alabama, were invited to seats in the Senate.

The bill of the House to make valid and legal certain divorces, was read the second time and passed to a third reading.

Mr. Smith, Chairman Committee on Corporations, submitted the following report :

Mr President :

Your Committee on Corporations have had under consideration the following House bills which they instruct me to report back, with the recommendation that the same do pass, to-wit :

A bill to be entitled an act to amend the charter of the town of Hawkinsville, in Pulaski county, so as to authorize the mayor and council to call an election on the issuance of bonds for the purpose of building a system of water works and levy tax for payment of same, and for other purposes.

Also, a bill to be entitled an act to authorize the mayor and aldermen of the city of Newnan, Coweta county, Georgia, to issue and sell bonds not to exceed fifty thousand dollars for the purpose of establishing water works in said city, levy and collect tax to redeem and pay interest on said bonds, and for other purposes.

Also, a bill to be entitled an act to provide for an

election to issue bonds to create an electric light plant for the city of Carrollton.

Also, a bill to be entitled an act to authorize the mayor and council of the city of West Point to issue bonds for the opening of new streets, etc.

Also, a bill to be entitled an act to incorporate the town of Nashville, in Berrien county

Also, a bill to be entitled an act to authorize the mayor and council of Carrollton to hold as many elections as may be necessary on the question of issuing and selling bonds not to exceed \$25,000, for the erection of water works for said town, to levy and collect tax to redeem and pay interest on said bonds.

Also, the following Senate bills which they instruct me to report back, with the recommendation that the same do lie on table as unfinished business, to-wit :

A bill to be entitled an act to incorporate the village of Haynie, in the county of Floyd, to define the number and titles of the officers and fix their compensation, and for other purposes.

Also, a bill to be entitled an act to extend the powers of the Railroad Commission, so as to give them power and authority to regulate charges by telephone companies for service or toll, etc.

Respectfully submitted.

C. W. SMITH, Chairman.

The following message was received from the House through Mr. Hardin, the Clerk :

Mr President:

The House has passed the following Senate bill by the requisite constitutional majority, to-wit :

A bill to amend an act for the protection of persons confined in the private Insane Asylum of this State, in their rights to communicate with their friends, etc., and for other purposes.

The House has concurred in the Senate amendment to the House amendment to the following Senate bill, to-wit :

A bill to repeal an act approved August 14, 1891, entitled an act to provide a Board of Equalization.

The House insists upon its amendment to the following bill of the House, to-wit :

A bill to amend an act to allow pensions to certain Confederate widows, and for other purposes.

The House has concurred in the Senate amendment to the following bill of the House to-wit :

A bill to incorporate the town of Statham, in the county of Jackson, and for other purposes.

The House has passed the following Senate bill, to-wit :

A bill to amend an act to provide for the registration of all voters in the county of Oconee, and for other purposes.

Also, a bill to amend the act of August 6, 1891, establishing the Criminal Court of Atlanta.

Also, the following Senate bill as amended, to-wit :

A bill to amend section 4711 of the Code of 1882 by providing how the issue shall be made in contempt cases, and providing for a trial by a jury when a defendant denies that he has certain assets.

The House has adopted the following resolution, in which the concurrence of the Senate is asked, to-wit :

A resolution authorizing the President of the Senate, the Speaker of the House, together with the Secretary of the Senate and the Clerk of the House and the Chairman of the Committee on Enrollment and Auditing, with certain members of said committee, to remain over after final adjournment to bring up the unfinished business of the session, and for other purposes.

The Senate took up the report of the Special Judiciary Committee on a bill of the House to create a Board of Commissioners of Roads and Revenues for the county of Lumpkin.

Proof of legal notice was submitted.

The report was agreed to.

The bill was read the third time and passed, ayes 26, nays 0.

The Senate took up the report of the Committee on Banks on the bill of the House to amend an act to incorporate the Planters Bank of Americus, and for other purposes.

The report was agreed to.

The bill was read the third time and passed, ayes 27, nays 0.

The Senate took up the report of the Committee on Corporations on the bill of the House to amend an act to incorporate the town of Waycross as the city of Waycross, etc., and for other purposes.

Proof of legal notice was submitted to the Senate.

The report was agreed to.

The bill was read the third time and passed, ayes 27, nays 0.

The bill of the Senate to amend section 4711 of the Code of 1882 by providing how the issue shall be made in contempt cases, etc., which was amended in the House, was taken up and the House amendments were concurred in.

The bill of the House to amend the act to grant pensions to certain Confederate widows was taken up. This bill was passed by the Senate with amendments which were amended in the House. The Senate concurred in all of the amendments of the House but one. The House refused to recede from its amendment. The Senate insisted upon its refusal to concur, and a conference committee was asked for and allowed. The President appointed as the committee Messrs. Corput, Persons and Wilson of the Thirteenth District.

The Senate took up the report of the Committee on Banks on the bill of the House to amend the charter of the Maddox-Rucker Banking Company, etc., and for other purposes.

The report was agreed to.

The bill was read the third time and passed, ayes 26, nays 0.

The Senate took up the report of the Committee on Corporations on the bill of the House to amend the charter of the town of Hawkinsville so as to enlarge the corporate limits thereof, etc., and for other purposes.

Proof of legal notice was submitted.

The report was agreed to.

The bill was read the third time and passed, ayes 27, nays 0.

The Senate took up the report of the Committee on Corporations on the bill of the House to amend the charter of the town of Ward (the name of which was changed to Shellman), etc., and for other purposes.

Proof of legal notice was submitted.

The report was agreed to.

The bill was read the third time and passed, ayes 27, nays 0.

The Senate took up the report of the Committee on Corporations on the bill of the House to amend the charter of the town of Hawkinsville so as to change its name to the city of Hawkinsville, and for other purposes.

Proof of legal notice was submitted.

The report was agreed to.

The bill was read the third time and passed, ayes 27, nays 0.

The Senate took up the report of the Committee on Banks on the bill of the House amending the charter of the Atlanta Guarantee Savings Bank.

The report was agreed to.

The bill was read the third time and passed, ayes 26, nays 0.

Mr. Robinson introduced the following bill, which was read and referred to the General Judiciary Committee, to-wit :

A bill to amend an act to fix the salary of the Secretary of the Senate and Clerk of the House of Representatives, and for other purposes.

On motion of Mr. Hatcher, the bill of the House to make the sheriffs and their deputies of the several counties of this State wherein county courts have been established, or where such courts may be established, *ex officio* ministerial officers of said county courts, and for other purposes, was taken up, read the second time, taken from the General Judiciary Committee and recommitted to the Special Judiciary Committee.

The Senate took up the report of the Committee on Corporations on the bill of the House to incorporate the town of Nashville in Berrien county.

Proof of legal notice was submitted.

The report was agreed to.

The bill was read the third time and passed, ayes 26, nays 0.

Mr. Pinson rose to a question of personal privilege, and calling attention to an article in the Atlanta Journal, which he regarded as an unjust reflection upon himself and other Senators in reference to the final action of the Senate on the Soldiers' Home Bill, he stated the fact that he was not present when that action took place, and the further fact that if he had been present he should have given his vote in favor of the old soldiers as he had ever done.

The adverse report of the General Judiciary Committee on the resolution of the House to enforce article 4, section 2, paragraph 4 of the Constitution was taken up and agreed to, and the resolution was therefore lost.

The following message was received from the House through Mr. Hardin, the Clerk thereof :

Mr President :

The House has concurred in the Senate substitute, with an amendment to the following bill of the House. to-wit :

A bill to carry into effect article 3, section 7, paragraph 18 of the Constitution of this State in so far as the same relates to issuing and granting corporate powers and privileges to railroad companies by the Secretary of State ; to define the powers and liabilities of such railroads ; to regulate the same, and for other purposes.

The amendment of the House to the substitute of the Senate was taken up and concurred in.

The House has passed, as amended, the following Senate bill, to-wit :

A bill to require clerks of the Superior Courts of this State to keep reverse index dockets to the general execution dockets.

The House has passed the following Senate bill, to-wit :

A bill to amend section 5 of the General Local Option Liquor Law, approved September 18, 1885.

The Senate took up the report of the Committee on Corporations on the bill of the House to authorize the mayor and aldermen of the city of Newnan to issue and sell bonds, not to exceed \$50,000.00, for the purpose of establishing and operating a system of water works in said city, and for other purposes.

Proof of legal notice was submitted to the Senate.

The report was agreed to.

The bill was read the third time and passed, ayes 26, nays 0.

By resolution of Mr. Hatcher, bill of the House No. 63 was recalled from the House, to-wit :

A bill to amend the act approved November 11, 1889, to carry into effect article 7, section 1, paragraph 1 of the Constitution. This bill passed the Senate yesterday, and was recalled for the purpose of reconsideration and amendment.

The Senate adjourned, on motion, until 9 o'clock A. M. to-morrow

SENATE CHAMBER, ATLANTA, GEORGIA.
Saturday, December 17, 1892, 9 O'clock A. M.

The Senate met pursuant to adjournment, the President in the chair.

Prayer was offered by the Rev John Jones, D. D., Chaplain of the Senate.

On the call of the roll the following Senators answered to their names :

| | | |
|-------------|-----------|-----------------------|
| Blalock, | Johnson, | Scaife, |
| Chambers, | McAfee, | Sirmans, |
| Corput, | Matthews, | Smith of 15th Dist. |
| Crawford, | Monk, | Smith of 19th Dist., |
| Daley, | Moore, | Smith of 34th Dist. |
| Davis, | Persons, | Smith of 41st Dist., |
| Dennard, | Pinson, | Thompson, |
| Edwards, | Pope, | Whittaker, |
| Fitzgerald, | Reaves, | Wilson of 11th Dist., |
| Fleming, | Reese, | Wilson of 13th Dist., |
| Gholston, | Rembert, | Wilcox, |
| Hackett, | Robbe, | Wooten, |
| Hatcher, | Robinson, | Wright of 35th Dist., |
| Humphries, | Russell, | Mr. President, |
| Jenkins, | | |

Mr. Fitzgerald, Chairman of the Committee on Journals, reported the Journal correct. It was then read and confirmed by the Senate.

Mr. Edwards, Chairman of the Committee on Special Judiciary, submitted the following report :

Mr President :

The Committee on Special Judiciary have had under consideration the following House bill, which they instruct me to report back, with the recommendation, that the same do pass, to-wit :

A bill to be entitled an act to amend the charter of the city of Macon so as to incorporate within the corporate limits of said city of Macon, a lot of land on the corner of Boundary street and the Houston road, etc.

Respectfully submitted.

E. F. EDWARDS, Chairman.

Mr. Edwards, Chairman, Committee on Special Judiciary, submitted the following report :

Mr. President :

Your committee have had under consideration the following House bills, which they instruct me to report back, with the recommendation, that the same do pass, to-wit :

A bill to make valid and legal certain divorces granted by the courts of this State since the passage of an act, approved October 20, 1891.

Also, a bill to make sheriffs and their deputies of the several counties of this State wherein county courts have been established or where such county courts may hereafter be established, *ex officio* ministerial officers of said county courts.

Respectfully submitted.

E. F. EDWARDS, Chairman.

On motion of Mr. Wilson, of the Eleventh District the amendments of the Senate to the following bill of the House, in which the House refused to concur, were taken up and receded from by the Senate, to-wit :

A bill for the protection of the State capitol, etc.

The Senate took up the report of the Special Judiciary Committee on the bill of the House to amend section 4 of an act to fix the bonds of all tax-collectors in the counties having a population of 30,000 or more, etc., and for other purposes.

The report was agreed to.

The bill was read the third time and passed, ayes 25, nays 0.

The Senate took up the report of the Committee on Corporations on the bill of the House to authorize the mayor and council of the city of West Point to issue bonds for the opening of new streets and for other purposes.

Proof of legal notice was submitted.

The report was agreed to.

The bill was read the third time and passed; ayes 30, nays 0.

The joint resolution from the House to provide for bringing up the unfinished business of this session was taken up, read, amended by striking out "three days," and inserting "five days," and was concurred in, and transmitted to the House.

The Senate took up the report of the Committee on Public Schools on the bill of the House to amend section 6 of an act establishing public schools in the town of Jonesboro, and for other purposes.

Proof of legal notice was submitted.

The report was agreed to.

The bill was read the third time and passed : ayes 26, nays 0.

The bill of the House to fix the time of holding the Superior Court in the county of Rabun, was on motion of Mr. Fitzgerald laid on the table, the same having been taken up for a third reading.

The amendments of the House were concurred in to Senate bill to require clerks of Superior Courts to keep reverse indexes to general executive docket.

The Senate took up the report of the General Judiciary Committee on the bill of the House to make the sheriffs and their deputies of the several counties in which there are now or may be *ex officio* ministerial officers of said county courts, and for other purposes.

The report was agreed to.

The bill was read the third time and passed : ayes 28, nays 0.

The following message was received from the House through Mr. Hardin, the Clerk thereof :

Mr President :

The House has agreed to the Senate resolution calling for the return of the following House bill, to-wit :

A bill to amend the act approved November 11, 1889, to carry into effect article 7, section 1, paragraph 1 of the Constitution of 1877

The following message was received from the House through Mr. Hardin, the Clerk :

Mr President :

The House has passed by the requisite constitutional majority, the following Senate bill, to-wit :

A bill to provide for the payment of fines in bastardy cases to the Ordinary of the county, and for other purposes.

The following Senate bill having failed to receive the requisite constitutional majority was declared lost, to-wit :

A bill to amend an act to define the offence of blackmail, to prescribe a penalty therefor, and for other purposes, approved October 3, 1887

The House has also adopted the following joint resolution in which the concurrence of the Senate is asked, to-wit :

A resolution that the Governor be respectfully requested to investigate the present convict lease act, and ascertain if there is any violation thereof by the lessees in the manner of working convicts, etc.

The Senate took up the report of the Committee on Corporations on the bill of the House to provide for an election on the question of issuing bonds to create an electric light plant for the city of Carrollton.

Proof of legal notice was submitted.

The report was agreed to.

The bill was read the third time and passed, ayes 25, nays 0.

The Senate took up the report of the Special Judi-

ciary Committee on the bill of the House to readjust the calendar of the Coweta Circuit.

The report was agreed to.

The bill was read the third time and passed, ayes 27, nays 0.

The Senate took up the report of the Special Judiciary Committee on the bill of the House to make valid and legal certain divorces, etc., and for other purposes.

The report was agreed to.

The bill was read the third time and passed, ayes 26, nays 0.

The Senate took up the report of the Committee on Public Schools on the bill of the House to amend the Common School Laws of this State by requiring the State School Commissioner to make annual reports, and for other purposes.

The report was agreed to.

The bill was read the third time and passed, ayes 27, nays 0.

The Senate took up the report of the Committee on Temperance on the bill of the House to amend the local option act of Troup county, approved December 24, 1884, etc., and for other purposes.

Proof of legal notice was submitted.

The report was agreed to.

The bill was read the third time and passed, ayes 26, nays 0.

The Senate took up the report of the Committee on Corporations on the bill of the House to amend the charter of the town of Hawkinsville, so as to authorize the issue of bonds to establish and maintain a system of water works, etc., and for other purposes.

Proof of legal notice was submitted.

The report was agreed to.

The bill was read the third time and passed, ayes 27, nays 0.

The Senate took up the report of the General Judiciary Committee on the bill of the House to amend an act to prescribe the duty of electric telegraph companies, etc., approved October 22, 1887

The report was agreed to.

The bill was read the third time and passed, ayes 30, nays 0.

Mr. Monk, Chairman of the Committee on Enrollment, submitted the following report :

Mr. President :

The Committee on Enrollment report as duly enrolled and ready for the signatures of the President and Secretary of the Senate, and the Speaker and Clerk of the House the following Senate acts, to-wit :

An act to confirm certain ordinances of the city council of Augusta, etc.

Also, an act to repeal an act approved August 14, 1891, entitled an act to provide a Board of Equalization, etc.

Also, an act to amend an act entitled an act for the protection of persons confined in the private Insane Asylums of this State in their rights to communicate by letter with their friends, and to prevent some persons from being imprisoned in insane asylums, and for other purposes, approved October 21, 1891.

Also, an act to amend an act to require and provide for the registration of all voters in the county of Oconee and to provide for carrying the same into effect, and for other purposes, approved December 26, 1888.

Also, an act to amend the act of August 6, 1891, establishing the Criminal Court of Atlanta, by providing the manner of filling vacancies in the judgeship when same occurs when Legislature is not in session, and for other purposes.

Also, an act to incorporate the town of Leslie in the county of Sumter, to confer municipal powers and privileges on the same, to prohibit the sale of spirituous or intoxicating liquors within three miles of the churches of the same, etc.

Respectfully submitted.

S. S. MONK, Chairman.

The Senate took up the report of the Committee on Finance on the bill of the House to authorize certain Confederate soldiers who are photographers, etc., to carry on business without paying license therefor, etc.

The report was agreed to.

The bill was read the third time and passed, ayes 29, nays 0.

The Senate took up the report of the Committee on Corporations on the bill of the House to authorize the mayor and city council of Carrollton, Ga., to hold as many elections as may be necessary as often as they may deem meet on the question of issuing and selling bonds for building water works, etc, and for other purposes.

Proof of legal notice was submitted.

The report was agreed to.

The bill was read the third time and passed, ayes 27, nays 0.

The Senate took up the report of the Special Judiciary Committee on the bill of the House fixing the compensation to be paid persons employed as clerks of general elections in Randolph county, and for other purposes.

Proof of legal notice was submitted.

The report was agreed to.

The bill was read the third time and passed, ayes 25, nays 0.

The Senate took up the report of the Committee on Banks on the bill of the House to amend an act to incorporate the State Savings and Banking Company, approved November 13, 1889, etc., and for other purposes.

The report was agreed to.

The bill was read the third time and passed, ayes 27, nays 0.

The Senate took up the report of the Finance Committee on the bill of the House to authorize the Governor to appoint an agent to look after the property of the State of Georgia, in Tennessee and in Georgia along the line of the Western and Atlantic Railroad, to prescribe his duties, fix his compensation, make an appropriation therefor, and for other purposes.

The report was agreed to.

The bill was read the third time and on the question of its passage the ayes and nays were recorded.

Those who voted in the affirmative are Messrs.—

| | | |
|-------------|-----------|-----------------------|
| Blalock, | Johnson, | Russell, |
| Corput, | McAfee, | Smith of 15th Dist., |
| Daley, | Matthews, | Smith of 34th Dist., |
| Davis, | Moore, | Smith of 41st Dist., |
| Dennard, | Persons, | Wilson of 11th Dist., |
| Edwards, | Pinson, | Wilson of 13th Dist., |
| Fitzgerald, | Pope, | Wilcox, |
| Fleming, | Reaves, | Wooten, |
| Gholston, | Reese, | Wright of 38th Dist. |
| Hatcher, | Robbe, | |
| Jenkins, | Robinson, | |

Those who voted in the negative are Messrs.—

Smith of 19th Dist., Whittaker.

There are ayes 31 ; there are nays 2.

So the bill was passed by a constitutional majority

The Senate took up the report of the Finance Committee on the bill of the House to appropriate \$657.11 to pay one-third of the cost of paving Peachtree street in front of the Governor's mansion, to author-

ize the Governor to draw his warrant for the same, and for other purposes.

The report was agreed to.

The bill was read the third time, and on the question of its passage the ayes and nays were recorded.

Those who voted in the affirmative are Messrs.—

| | | |
|-------------|-----------|-----------------------|
| Blalock, | Johnson, | Rembert, |
| Corput, | McAfee, | Robbe, |
| Crawford | Matthews, | Robinson, |
| Davis, | Moore, | Smith of 34th Dist., |
| Edwards, | Persons, | Whittaker, |
| Fitzgerald, | Pinson, | Wilson of 13th Dist., |
| Fleming, | Pope, | Wilcox, |
| Hatcher, | Reaves, | Wooten, |
| Jenkins, | Reese, | Wright of 38th Dist. |

Those who voted in the negative are Messrs.—

| | | |
|----------|-----------|---------------------|
| Dennard, | Gholston, | Smith of 19th Dist. |
|----------|-----------|---------------------|

There are ayes 27 ; there are nays 3.

So the bill was passed by constitutional majority

The following privileged resolution by Mr. Blalock was read and agreed to, to-wit :

WHEREAS, Mr. C. W Motes has presented to the Senate a large picture of Hon. A. S. Clay, President of the Senate, and also a picture of all the Senators of the last session and the present session ; therefore, be it

Resolved, That the thanks of the Senate are hereby tendered to Mr. Motes ; and

Resolved further, That the messenger is hereby instructed to place said pictures on the wall of the Senate.

On motion of Mr. Corput, the Senate took a recess subject to the call of the President.

After a brief recess the Senate was called to order by the President.

The following message was received from the House through Mr. Hardin, the Clerk:

Mr President :

The House has concurred with the Senate amendment to the following bill of the House, to-wit :

A bill to incorporate the town of Carlton, in the county of Madison, and for other purposes.

The House has passed by the requisite constitutional majority the following Senate bill, as amended, to-wit :

A bill to amend section 3406 of the Code of Georgia.

The House has acceded to the request of the Senate for a Committee of Conference on bill No. 49. The Committee of Conference on the part of the House are Messrs. Fleming, Render and King.

The House has concurred in the following Senate resolution, to-wit :

A resolution for the appointment of a committee to examine the books and vouchers in the treasury. The committee on the part of the House are Messrs. Render of Meriwether, Thomason of Morgan, and Stapleton of Sumter.

The bill of the House passed by the Senate and

transmitted to the House was recalled by resolution, and was taken up, to-wit :

A bill to amend the act approved November 11, 1889, to carry into effect article 7, section 1, paragraph 1 of the Constitution of the State of 1877

The action of the Senate in passing said bill was, on motion, reconsidered.

The same was amended, on motion of Mr. Blalock, by striking out the word "without" in the sixteenth line of the engrossed bill, second page, and inserting in lieu thereof the word "within."

The report, as amended, was agreed to on this reconsidered bill.

The bill was read the third time, and passed as amended ; ayes 27, nays 0.

The Senate took up the report of the General Judiciary Committee on the bill of the House to fix the time of holding the Superior Court in the county of Rabun.

The report was agreed to.

The bill was read the third time and passed, ayes 29, nays 0.

Mr. Jenkins offered the following resolution, which was taken up, read and agreed, to-wit :

Resolved, That the President of the Senate appoint committees of five each to attend the commencement exercises of the University of Georgia, the School of Technology, and the Girls' Industrial School at Milledgeville.

The bill of the Senate to amend section 3406 of the Code of Georgia so as to define where certain actions shall be brought against railroad companies in this State, which was amended in the House, was taken up.

Mr. Smith, of the Thirty-fourth District, moved to amend the House amendment to section 1, as follows :

“That if a citizen of this State is injured outside of the State on the line of a railroad chartered by this State, he may bring suit for such injury in the county of the residence of such railroad.”

On the adoption of this amendment the ayes and nays were recorded.

Those who voted in the affirmative are Messrs.—

| | | |
|----------|----------------------|---------|
| Dennard, | Sirmans, | Wilcox. |
| Monk, | Smith of 34th Dist., | |

Those who voted in the negative are Messrs.—

| | | |
|-------------|----------|-----------------------|
| Blalock, | Johnson, | Robinson, |
| Chambers, | McAfee, | Smith of 15th Dist., |
| Crawford, | Moore, | Smith of 19th Dist., |
| Edwards, | Pinson, | Thompson, |
| Fitzgerald, | Pope, | Whittaker, |
| Gholston, | Reaves, | Wilson of 11th Dist., |
| Hackett, | Reese, | Wilson of 13th Dist., |
| Hatcher, | Rembert, | Wooten. |
| Jenkins, | Robbe, | |

There are ayes 5 ; there are nays 26. So the amendment was not adopted. The amendments of the House were concurred in.

The following message was received from the House through Mr. Hardin, the Clerk :

Mr. President :

The House has concurred in certain amendments of the Senate and refuses to concur in others, to the following bill of the House, to-wit :

A bill to make appropriations for the ordinary expenses of the executive, judicial and legislative departments of the Government, and for other purposes.

The amendments of the House to the foregoing bill were taken up and concurred in except the amendment striking out the appropriation for the geological department, and the amendments extending the appropriations so as to embrace the year 1894.

On motion the Senate insisted on these amendments and the request for a Committee on Conference being made and allowed, the President appointed as said committee Messrs. Corput, Persons and Robbe.

Mr. Monk, Chairman of the Committee on Enrollment, submitted the following report :

Mr President :

Your Committee on Enrollment have duly examined and found duly enrolled and ready for the signatures of the President and Secretary of the Senate and the Speaker and Clerk of the House, the following Senate acts to-wit :

An act to provide for the payment of fines in bastardy cases to the Ordinary of the county, and for other purposes.

Also, an act to amend section 5 of the general local option liquor law, approved September 18, 1885, etc.

Also, an act to amend section 4711 of the Code of 1882, by providing how the issue shall be made in contempt cases, and providing for a trial by jury when a defendant denies that he has certain assets.

Also, an act to require the clerks of the Superior Courts of this State to keep reverse index dockets to the general execution docket.

Respectfully submitted.

S. S. MONK, Chairman.

Mr. Corput submitted the following report :

Mr. President:

The Conference Committee to consider the difference between the Senate and the House on House bill No. 49 beg leave to report as follows :

That the Senate substitute be amended by inserting in line 15, page 2, after the word "regiment" the following words, "and to the widow of every Confederate soldier who is herself a native Georgian."

Respectfully submitted.

FELIX CORPUT, Chairman.

This report was adopted.

The Senate adjourned, on motion, until 3 : 30 o'clock P. M.

SENATE CHAMBER, 3:30 O'CLOCK P. M.

The Senate met pursuant to adjournment, and was called to order by the President.

The call of the roll was, on motion, dispensed with.

The following communication was submitted to the Senate by the President, viz. :

EXECUTIVE DEPARTMENT,
Atlanta, Ga., December 17, 1892.

To the Senate :

I cordially invite the Senators of this State to attend a reception at the Executive Mansion on Thursday night, December 22d instant, in honor of the Vice-President-elect of the United States, the Hon. Adlai Stevenson.

Very respectfully,

W J. NORTHEN, Governor.

The following message was received from the House of Representatives through Mr. Hardin, the Clerk thereof :

Mr. President :

The House has concurred in certain amendments and refused to concur in certain other amendments, and has concurred in one amendment with an amendment of the Senate to the following bill, to-wit :

A bill to levy and collect a tax for the support of the State Government and the public institutions thereof, etc., for the fiscal year 1893.

The House refused to recede from its action on the Senate amendments to the following bill, to-wit :

A bill to make appropriations for the ordinary ex-

penses of the executive, legislative and judicial expenses of the Government, etc., for the year 1893, etc.

The House accedes to the Senate request for a committee by appointing two separate committees, the committee on the difference of the two Houses in regard to the appropriation for the Geological Survey, Messrs. Hall of Spalding, Ham and Tatum, and as to the difference of the Houses over the question of continuing the appropriations for two years, Rankin, McBride and R. H. Pate.

The Senate, on motion, took up the General Tax Act for action on the Senate amendments thereto in which the House refused to concur.

The Senate, on motion, receded from its amendment to paragraph 8 of section — by striking out “fifty” and inserting “one hundred.”

The Senate receded from its amendment to section 2 of paragraph 9 relating to insurance solicitors, circuses, shows, etc.

The Senate adhered to its amendment which strikes out from section 7 the words following: “which tax shall be in lieu of all other taxes and licenses,” etc.

The Senate insists on its amendment to the caption of the bill.

The Senate insists on its amendment to section 7, which adds after the word “thereof” in the eleventh line the words “residing in the State of Georgia.”

On motion of Mr. Corput, a Committee of Conference was appointed on several points of difference between the two Houses, and the President appointed Messrs. Corput, Persons and Robbe as the committee.

The following message was received from the House through Mr. Hardin, the Clerk :

Mr President :

The House has concurred in the Senate amendment to the following bill of the House, to-wit :

A bill to amend the act approved November 11, 1889, to carry into effect article 7, section 1 of the Constitution of 1877

Mr. Monk, Chairman of the Committee on Enrollment, submitted the following report :

Mr. President :

Your Committee on Enrollment have duly examined and found duly enrolled and ready for the signatures of the President and Secretary of the Senate and the Speaker and Clerk of the House, the following Senate acts, to-wit :

An act to amend section 3406 of the Code of Georgia, so as to define where certain actions shall be brought against railroad companies in this State.

Respectfully submitted.

S. S. MONK, Chairman.

Mr. Corput submitted the following report :

Mr President :

The Conference Committee of the two Houses, touching their disagreement in regard to the amendment of the Senate striking out lines Nos. 34, 35 and 36 of the General Appropriation bill, to-wit, the ap-

propriation to the Geological Bureau, met, and after consultation reached the following agreement :

“ We agree that the Senate recede from its amendment.”

Respectfully submitted.

FELIX CORPUT,
A. P. PERSONS,
C. A. ROBBE,
On part of Senate.

JOHN I. HALL,
H. W. J. HAM,
On part of House.

The report was taken up and read, and on the question of its adoption the ayes and nays were recorded.

Those who voted in the affirmative are Messrs.—

| | | |
|-----------|-----------|-----------------------|
| Chambers, | Reaves, | Smith of 34th Dist., |
| Corput, | Reese, | Wilson of 13th Dist., |
| Edwards, | Rembert, | Wilcox, |
| McAfee, | Robbe, | Wooten, |
| Pinson, | Robinson, | Mr President. |

Those who voted in the negative are Messrs.—

| | | |
|-------------|-----------|----------------------|
| Blalock, | Matthews, | Smith of 15th Dist., |
| Dennard, | Monk, | Smith of 19th Dist., |
| Fitzgerald, | Moore, | Thompson, |
| Gholston, | Russell, | Whittaker. |
| Johnson, | Sirmans, | |

There were ayes 15; there were nays 14.

The President voted aye, so the report was adopted.

The following message was received from the Gov-

ernor through Mr. W. H. Harrison, Secretary of the Executive Department :

Mr. President :

The Governor has approved the following acts and resolutions of the General Assembly, to-wit :

An act to change the name of the Georgia Institution for the Education of the Deaf and Dumb.

Also, an act to amend an act approved February 28, 1874, establishing a new charter for the city of Atlanta, and the various acts amendatory thereof, to authorize said mayor and general council to contract directly for the paving of streets occupied by the tracks of street railroad companies, etc., and for other purposes.

Also, an act to amend an act approved February 28, 1874, establishing a new charter for the city of Atlanta, and the various acts amendatory thereof, so as to authorize the mayor and general council of the said city of Atlanta to issue \$250,000 of additional bonds for the purpose of adding to and enlarging the plan of the new water works, and for other purposes.

Also, an act to authorize the Board of Commissioners of Roads and Revenues in the various counties where such boards have been created, or the ordinaries or judges of the county courts in such counties as have such officers in charge of their roads and revenues, to bid on and hold real property properly and lawfully offered for sale by virtue of tax *fl. fas.*, and for other purposes.

Also, an act to amend the several acts incorporating the village of Cave Spring, in the county of Floyd, to

regulate the collection of street tax by the marshal of the village, and for other purposes.

Also, an act to amend the several acts incorporating the village of Cave Spring, in the county of Floyd, to define the duties and powers of the mayor, councilmen, marshal and recorder, etc.

Also, an act to amend the several acts incorporating the village of Cave Spring, in the county of Floyd, to provide for a registration of legal voters, etc.

Also, an act to provide for the registration of the qualified voters of Taylor county

Also, a resolution requesting our Senators and Representatives in Congress to support the Hatch bill.

The Senate, on motion, took a recess subject to the call of the President.

After a short recess the President called the Senate to order.

The following message was received from the House through Mr. Hardin, the Clerk :

Mr President :

The House has passed, by the requisite constitutional majority, the following Senate bills, to-wit :

A bill to amend section 3 of an act approved October 13, 1885, amending an act providing for a better organization, government and discipline of the volunteer troops of this State, and for other purposes.

Also, a bill to provide for the examination of persons elected to or nominated for any commission

office in the volunteer forces of this State, and for other purposes.

The House has also passed, by the requisite constitutional majority, the following Senate bill, as amended, to-wit :

A bill to make the throwing of any rock, stone or other missile which is in the character of a weapon likely to produce death, at passenger trains, etc., a felony

The House has also adopted the following joint resolution, in which concurrence of the Senate is asked, to-wit :

A resolution that Messrs. Mark O. Hardin, Clerk of the House, and H. H. Cabaniss, Assistant Secretary of the Senate, be instructed to prepare, publish and mail each member of the General Assembly a statement showing the unfinished business of the session, and for other purposes.

The House acceded to the request of the Senate for Conference Committees on the differences of the two houses on the general tax act, and have appointed as such committee on the difference about whether said bill shall be for one or two years, Messrs. McBride, Rankin and R. H. Pate ; and in all other differences Messrs. Hall of Spalding, Hill of Meriwether and Hendon of Troup.

The following bill of the Senate having failed to receive the requisite constitutional majority was declared lost, to-wit :

A bill to amend section 1286 of the Code of Georgia.

On motion of Mr Reese the amendments of the House to the bill of the Senate to make the throwing of any rock or other missile likely to produce death, etc., etc., into any car or cars, etc., a felony, were taken up and concurred in.

The joint resolution from the House instructing Mark A. Hardin, Clerk of the House, and H. H. Cabaniss, Assistant Secretary of the Senate, to prepare, print and mail a report of the status of all bills and resolutions pending as unfinished business at the time of adjournment, was taken up, read and concurred in.

The Senate, on motion, took a recess subject to the call of the President.

The President called the Senate to order.

The following message was received from the House through Mr. Hardin, the Clerk :

Mr President:

The House has passed by the requisite constitutional majority the following Senate bill, to-wit :

A bill to provide for the creation of the office of assistant quartermaster in the volunteer forces of this State, and for other purposes.

Also, a bill to amend an act entitled an act to prescribe the manner of taking cases to the Supreme Court.

Also, a bill to alter and amend an act to establish City Courts in counties having a population of fifteen thousand, and for other purposes.

The following bill of the senate failing to receive the requisite constitutional majority was lost, to-wit :

A bill to amend section 4159 of the Code of Georgia.

The House has concurred in the Senate amendment to the following House resolution, to-wit :

A resolution providing for bringing up the unfinished business of the General Assembly

On motion of Mr. Corput a Committee of three as a Special Committee of Conference on all questions of difference between the two Houses on the general tax bill, except the amendment extending its provisions to 1894, was appointed.

The committee consists of Messrs. Davis, Edwards and Reese.

The Senate, on motion adjourned, until 7:30 o'clock P. M.

SENATE CHAMBER, 7:30 O'clock P. M.

The Senate met pursuant to adjournment, and was called to order by the President.

The call of the roll was, on motion, dispensed with.

Mr. Corput submitted the following report.

Mr. President:

The Joint Committee of Conference touching the Senate amendment to the general appropriation bill for the years 1893 and 1894, beg leave to report that

they cannot agree, and request the appointment of another Committee of Conference thereon and that this committee be discharged.

Respectfully submitted.

FELIX CORPUT, Chairman Senate Committee.

W. R. RANKIN, Chairman House Committee.

This report was, on motion, taken up and adopted, and the President appointed as the new committee Messrs. Blalock, Edwards and Wilcox.

Mr. Davis, Chairman on the part of the Senate of the conference committee on certain differences between the two Houses on the General Tax Act submitted the following report :

Mr President :

The Committee on Conference on a portion of the differences between the two Houses to the tax act beg leave to report that they have agreed that the Senate recede from its amendment inserting the words "residing in the State of Georgia" after the word "thereof" in the eleventh line of section 7 of the tax act, and that the House concurs in the Senate amendment striking out from said section the clause beginning with "which tax" and ending with "either as license fee or otherwise."

LOUIS DAVIS, Chairman.

Mr. Smith, of the Fifteenth District, offered a joint resolution providing for the appointment of a committee consisting of two from the Senate and three from the House to wait upon his Excellency the Governor, to inform him that the General Assembly is

about ready to adjourn *sine die*, and inquire whether he has any further communication to make.

This resolution was adopted, and the committee appointed by the President thereunder consists of Messrs. Smith of the Fifteenth District and Russell.

The following message was received from the House through Mr. Hardin, the Clerk :

Mr. President :

The following members have been appointed on the part of the House as Conference Committee on appropriation bill, to-wit: Messrs. Sears, Kimsey and Freeman.

The following message was received from the House through Mr. Hardin, the Clerk :

Mr. President :

The House concurs in the Senate resolution that a committee from the House and Senate be appointed to wait upon the Governor and inform him that the General Assembly is about ready to adjourn. Committee on part of the House are Messrs. Bloodworth of Monroe, Fleming and Aycock.

Mr. Edwards, Chairman on the part of the Senate, of the committee of conference to consider the difference between the Senate and House of Representatives, as to the General Appropriation Bill and General Tax Act, submitted the following report :

Mr. President :

The committee appointed to consider the differences between the Senate and House of Representatives, as to the Senate amendments to the bill to make appro-

priations for the support of the Government, etc., for 1893 and also as to the Senate amendment to the bill of the House to levy and collect a tax for the support of the State Government for 1893, etc., have agreed to the Senate amendment to both bills, making the provisions applicable to the year 1893 and 1894.

Respectfully submitted.

E. F. EDWARDS,
Chairman on part of Senate.
W. M. SEARS,
Chairman on part of House.

I respectfully dissent from and disagree to the foregoing report.

(Signed)

W. T. KIMSEY,
From Committee of the House.

The report was then, on motion, taken up and adopted.

Mr. Monk, Chairman of the Committee on Enrollment, submitted the following report :

Mr. President :

The Committee on Enrollment find as duly enrolled and ready for the signatures of the President and Secretary of the Senate, and the Speaker and Clerk of the House the following Senate acts, to-wit :

An act to make the throwing of any rock, stone or other missile at or towards or into any car or cars of any passenger trains upon any of the railroads or street railroads of this State, etc., a misdemeanor and to prescribe a penalty

Respectfully submitted.

S. S. MONK, Chairman.

Mr. Monk, Chairman of the Committee on Enrollment, submitted the following report :

Mr. President:

Your Committee on Enrollment have duly examined and found duly enrolled and ready for the signatures of the President and Secretary of the Senate and the Speaker and Clerk of the House the following Senate acts, to-wit :

An act to alter and amend an act approved October 19, 1891, entitled an act to establish City Courts in counties having a population of fifteen thousand or more, where the same does not now exist, upon the recommendation of the grand juries of said counties, to define the powers, mode of selecting officers and jurisdiction of the same, and for other purposes.

Also, an act to provide for the examination of persons elected to or nominated for any commissioned office in the volunteer forces of this State, to provide that all officers now holding commissions and all officers who may hereafter be commissioned shall take and subscribe such oath and declarations as may be prescribed by the Governor, etc.

Also, an act to amend section 3 of an act approved October 13, 1885, amending an act approved October 16, 1879, providing for a better organization, government and discipline of the volunteer troops of this State, and for other purposes.

Also, an act to provide for the creation of the office of assistant quartermaster in the volunteer forces of this State, and for other purposes.

Respectfully submitted.

S. S. MONK, Chairman.

Mr. Smith, of the Fifteenth District, submitted the following report :

Mr President:

Your committee to confer with the Governor in regard to adjournment, acting with a similar committee from the House of Representatives, beg leave to report that they have discharged the duty for which they were appointed, and that the Governor states he has no further communication to make to the General Assembly

T. J. SMITH, Chairman.

Mr. Monk offered the following resolution which was agreed to by a unanimous rising vote, to-wit :

Resolved, That the thanks of the Senate are due and are hereby tendered to the Hon. A. S. Clay, President of the Senate, for the able, courteous and impartial manner in which he has presided over the deliberations of the Senate.

And, also, to our worthy Secretary, Hon. Wm. A. Harris, and his efficient assistants and clerks for their faithful performance of their arduous duties in facilitating the public business.

Mr. Fitzgerald offered the following resolution which was also unanimously agreed to, viz.:

Resolved, That the thanks of the Senate are due and are hereby tendered to our faithful and efficient Journal Clerk, Mr. J. Troup Taylor, and we wish him a happy Christmas and a prosperous life.

The following message was received from the House though Mr. Hardin, the Clerk thereof :

Mr President:

The House refuses to adopt the report of the Conference Committee on the appropriation and tax bills, and asks for another Committee of Conference, and has appointed as the committee on the part of the House Messrs. Neel of Floyd, Overstreet and Bennett.

Mr. Persons moved that the Senate accede to the request of the House for another Committee of Conference and that the committee on the part of the Senate adhere strictly to the report already adopted by the Senate.

Mr. Chambers moved as a substitute that a Committee of Conference be appointed without instructions.

This motion prevailed and the President appointed as the committee Messrs. Corput, Persons and Robbe.

The following message was received from the House through Mr. Hardin, the Clerk thereof :

Mr President:

The House has adopted the following resolution, in which the concurrence of the Senate is asked, to-wit :

A resolution that the General Assembly take a recess, to convene again on Monday morning, the 19th inst., at 9 o'clock.

Mr. Corput, Chairman on the part of the Senate of the Committee on Conference to consider the differences between the Senate and House of Representatives as to the General Appropriation Bill and General Tax Bill, submitted the following report :

Mr President :

The committee appointed to consider the difference between the Senate and House of Representatives as to the Senate amendments to the bill to make appropriations for the support of, etc., for 1893, and also as to the Senate amendments to the bill of the House to levy and collect a tax for the support of the State Government for 1893, etc., have agreed to the Senate amendments to both bills, making the provisions applicable to the years 1893 and 1894.

[Signed]

FELIX CORPUT,
PERSONS,
ROBBE,
For the Senate.
OVERSTREET,
BENNETT,
For the House.

Mr. Neel of Floyd dissenting.

This report was taken up and agreed to.

Mr. Monk, Chairman of the Committee on Enrollment, submitted the following report :

Mr President :

The Committee on Enrollment find duly enrolled and ready for the signatures of the President and Secretary of the Senate and the Speaker and Clerk of the House the following Senate act, to-wit :

An act to amend an act entitled an act to prescribe the manner of taking cases to the Supreme Court, approved November 11, 1889, etc.

Respectfully submitted.

S. S. MONK, Chairman.

Mr. Monk, Chairman of the Committee on Enrollment, submitted the following report :

Mr President :

Your Committee on Enrollment have duly examined and found duly enrolled and ready for the signatures of the President and Secretary of the Senate and the Speaker and Clerk of the House the following Senate acts, to-wit :

An act to amend section 4711 of the Code of 1882 by providing how the issue shall be made in contempt cases, and providing for a trial by jury when a defendant denies that he has certain assets.

Also, an act to amend an act to incorporate the town of Omaha, in the county of Stewart, approved October 5, 1891, so as to confine the corporate limits of said town to the original survey of said town.

An act to repeal an act approved October 5, 1885, to amend an act to authorize a County Court for the county of Effingham.

An act to alter and amend charter of the city of Brunswick, approved November 12, 1889, and for other purposes.

An act to define the elementary branches of an English education, as used in paragraph 1, section 1, article 8 of Constitution of this State, the pupils entitled to receive the benefit of the State fund, the examination of applicants for teachers' places in the common schools of this State, and for other purposes.

An act to authorize the Commissioners of Roads and Revenues for the county of Stewart to issue

common bonds to an extent not to exceed twenty-five thousand dollars, bearing interest not to exceed six per cent. per annum, payable semi-annually, for the purpose of building a court house in the town of Lumpkin and county of Stewart; to provide for the creation of said county debt and payment of same; to submitting issuing bonds to the qualified voters' ratification or rejection, and for other purposes.

An act to amend an act incorporating the town of Wallron, approved November 13, 1889, changing corporate limits of town of Wallron.

An act to provide for creation of office of assistant quartermaster of volunteers of this State, rank thereto, duties thereof, and for other purposes.

An act to amend an act entitled an act to prescribe the manner of taking cases to the Supreme Court, approved November 11, 1889, and for other purposes.

An act to amend section 5 of the General Local Option Liquor Law, approved September 18, 1885.

An act to amend the act of August 6, 1891, establishing Criminal Court of Atlanta by providing the manner of filling vacancies in the judgeship when one occurs when Legislature is not in session.

An act to authorize the mayor and council of Toccoa to issue bonds for the purpose of erecting and equipping school buildings in the town of Toccoa, and provide payment of principal and interest, sum of said bonds, and for other purposes.

An act to be entitled an act to amend an act for the protection of persons confined in insane asylum of this State, and for other purposes.

An act to incorporate the town of Leslie in the county of Sumter, to confer municipal powers and privileges, and to prohibit the sale of spirituous and intoxicating liquors within three miles of the churches, and for other purposes.

An act to authorize the establishment of a system of public schools in the city of Albany, Georgia, etc.

An act to amend an act authorizing the city of Newnan to make additional issuance of bonds for school purposes, etc.

An act to alter and amend an act approved October 19, 1891, entitled an act to establish City Courts in counties having a population of fifteen thousand or more, where same does not now exist, upon recommendation of grand juries of said county, to define powers, selecting officers, and for other purposes, by striking out the words "fifteen thousand" and inserting the words "ten thousand."

An act to require the clerks of the Superior Courts of this State to keep reverse index dockets to the general execution docket.

An act to make the throwing of any rock, stone or other missile at or towards or into any car or cars of any passenger train of any railroad or street railroads of this State, shooting of any gun or pistol or other weapons, etc.

An act to confirm certain ordinances of the city council of Augusta, and for other purposes.

An act to amend section 3 of an act approved October 13, 1885, amending an act approved October 16, 1879, providing for a better organization, government

and discipline of the volunteer troops of this State, by providing for the creation of the office of surgeon-general, assigning rank, etc.

An act to amend an act to require the registration of all voters in the county of Oconee, to carry same into effect, etc.

An act to repeal an act approved August 14, 1891, entitled an act to provide a Board of Equalization.

An act to provide for the examination of persons elected to or nominated for any commissioned office in the volunteer forces of this State, to provide that all officers now holding or who may hereafter be commissioned, etc., and for other purposes.

Respectfully submitted.

S. S. MONK, Chairman.

Mr. Persons, Chairman *pro tem.* of the Committee on Enrollment, submitted the following report :

Mr President :

Your Committee on Enrollment have duly examined and found duly enrolled and ready for the signatures of the President and Secretary of the Senate and the Speaker and Clerk of the House, the following Senate acts, to-wit :

An act to authorize the Commissioners of Roads and Revenues for Stewart county to issue coupon bonds to an extent not to exceed twenty-five thousand dollars, bearing interest not to exceed six per cent. per annum, payable semi-annually, for the purpose of building a new court-house in the town of Lumpkin in the county of Stewart, and for other purposes.

Also, an act to amend an act incorporating the town of Walesca, and for other purposes.

Also, an act to alter an amended charter of the city of Brunswick, approved November 12, 1889, and for other purposes.

Also, an act to authorize the establishment of a system of public schools in the city of Albany, Georgia, etc.

Also, an act to amend an act authorizing the city of Newnan to make additional issuance of bonds for school purposes, etc.

Also, an act to repeal an act approved October 5, 1885, to amend an act to authorize a County Court for the county of Effingham.

Also, an act to amend an act to incorporate the town of Omaha in the county of Stewart, approved October 5, 1891, so as to confine the corporate limits of said town to the original survey of said town.

Also, an act to define the elementary branches of an English education, as used in paragraph 1, section 1, article 8 of the Constitution of this State, the pupils entitled to receive the benefit of the State fund, the examinations of applicants for teachers places in the common schools of this State, etc.

Also, an act to establish a system of public schools in the town of Roswell in Cobb county, to provide for the election of a School Board, to levy a tax for the support of the same, etc.

Also, an act to authorize the mayor and council of Toccoa to issue bonds for the purpose of erecting

and equipping school buildings in said town of Toccoa, and to provide for the payment of the principal and interest of said bonds by levying a tax therefor, and to provide for election to ratify the provisions of this act, etc.

Respectfully submitted.

PERSONS, Chairman.

The following message was received from the House through Mr. Hardin, the Clerk :

Mr President:

The House adopts the report of Conference Committee on the general appropriation and tax bills.

The bill of the House to amend the public school laws of the city of Marrietta, was taken up for a third reading and laid on the table because proof of notice by publication was not presented.

Mr. Chambers offered the following resolution which was adopted by a unanimous rising vote, to-wit:

Resolved, That the thanks of the Senate are hereby tenderd to the Hon. W A. Wilson, President *pro tem.* of the Senate, for his uniform courtesy and the able and impartial discharge of the functions of his office when presiding over the deliberations of this body

Mr. Wilcox introduced the following resolution which was unanimously agreed to, to-wit :

Resolved, That the Senate recognizes the efficiency, courtesy and faithful services of its messenger, D. T. Paulk and its doorkeeper Maj. R. E. Wilson and

his assistants during the entire session, and tenders them its thanks.

The President announced the following committees:

To visit the University : Messrs. Jenkins, Persons, Wooten, Hatcher and Reese.

To visit the School of Technology : Messrs. Robbe, Blalock, Matthews, Whittaker and Thompson.

To visit the Normal College at Milledgeville : Messrs. Chambers, Edwards, Wilson of the Thirteenth, Smith of the Forty-first and Moore.

The following message was received from the House through Mr. Hardin, the Clerk :

Mr President :

I am instructed to inform the Senate that the House of Representatives have finished the business of the present session and are now ready to adjourn.

The business of the Senate being disposed of, it was moved that the Senate adjourn *sine die*.

Whereupon the President addressed the Senate briefly and appropriately, and declared the Senate adjourned *sine die*.

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OF THE

JOURNAL OF THE SENATE

FOR THE

SESSION OF 1892.

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W. A. Wilson, President *pro tem*.....Americus, Ga.
Wm. Augustus Harris, Secretary.....Isabella, Ga.
Henry H. Cabaniss, Assistant Secretary.....Atlanta, Ga.
J. Troup Taylor, Journalizing Clerk.....Atlanta, Ga.
S. Barnard Corn, Calendar Clerk.....Atlanta, Ga.
W. E. Candler, Message Clerk.....Blairsville, Ga.

ENROLLING AND ENGROSSING CLERKS.

J. E. Strother.....Amity, Ga.
Walter C. Beeks.....Griffin, Ga.
D. D. Lovett.....Greenville, Ga.
C. S. Phillips.....Marietta, Ga.
I. B. Hudson.....Preston, Ga.
Chas. T. Zachry.....McDonough, Ga.
D. T. Paulk, Messenger.....Minnie, Ga.
R. E. Wilson, Doorkeeper.....Spring Place, Ga.

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